

(Please click on highlighted areas to view attachments)



Franklin County

A Natural Setting for Opportunity

AGENDA

FRANKLIN COUNTY BOARD OF SUPERVISORS

TUESDAY, MARCH 17, 2015

- 1:30 P.M. Call to Order, Chairman Cline Brubaker
- 1:31 Invocation, Supervisor Bobby Thompson
- 1:32 Pledge of Allegiance, Supervisor Ronnie Thompson
- 1:33 Resolutions of Appreciation
- ✚ Donnie Beard
 - ✚ David Bass
- 1:37 Public Comment
- Judith Rauchle - Mountain Valley Pipeline **(See Attachment #1)**
 - Greg Kitchens - County Code Chapter 11:46-47 (b)
 - Wendy Nichols- Blackwater Pull-Off/In Honor Of Heather Hodges **(See Attachment #3)**
- 1:48 CONSENT AGENDA (REQUIRES ACTION)
- REF: 1. Approval of Accounts Payable Listing, Appropriations, and Minutes for February 17 & 24, & March 3, 2015
2. Courthouse Parking Lot Entrance **(See Attachment #13)**
3. Declaration of Surplus Property **(See Attachment #2)**
4. Department of Social Services Vehicle Request **(See Attachment #6)**
5. 2015 Outdoor Occasion Permit for David Philpott **(See Attachment #4)**
6. Community Facilities Improvement Program **(See Attachment #7)**
7. Delta Dental Employee Insurance Renewal Award **(See Attachment #17)**
8. Sponsorship Support of the 50th Anniversary of Smith Mountain Lake **(See Attachment #8)**
9. Red Cross Proclamation **(See Attachment #9)**
10. Western Virginia Regional Jail Authority Excess Funds **(See Attachment #11)**
11. Authorization to Apply for GED Grant **(See Attachment #19)**
- 1:52 Vincent Copenhaver, Director of Finance
- REF: 1. Monthly Finance Report
2. Assessment of Public Utilities **(See Attachment #12)**

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

- 2:00 Todd Daniel, VDOT, Residency Administrator
Lisa Cooper, Long Range Senior Planner, Planning Department
REF: 1. Secondary 6-Year Plan Updates/House Bill 2-Primary Road
Projects **(See Attachment #10)**
- 2:20 Paul Chapman, Director of Parks & Recreation
Kay Saleeby, Recreation Commission
REF: 1. Parks Comprehensive Plan **(See Attachment #16)**
- 2:40 David R. Hoback, Executive Director, West Piedmont Planning District
REF: 1. Brief Comments of the Role of the PDC
- 2:55 Richard E. Huff, II, County Administrator
REF: 1. Botetourt County Request to Join Western Virginia Water
Authority **(See Attachment #18)**
2. Other Matters
- 3:00 Other Matters by Supervisors
- 3:10 Resolution of Appreciation/In Memoriam
David R. Cundiff
- 3:15 Request for Closed Meeting in Accordance with 2.2-3711, a-1, Personnel, a-3, Acquisition of Land, & a-5, Discussion of a Prospective New Business or Industry, 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.

Recess for Dinner

6:00 Call To Order, Chairman Cline Brubaker

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

PETITION FOR SPECIAL USE - Petition of Stephen E. Brooks and Patricia A. Brooks, Petitioner/Owner requesting a Special Use Permit for "Short Term Tourist Rental of Dwelling" on a +/- 1.011 acre parcel of land, located at 410 Sourwood Drive in the Gills Creek District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0130601700. (Case # SPEC-1-15-13717) **(See Attachment #15)**

PETITION FOR SPECIAL USE - Petition of Michael Pagans & Sylvia Pagans, Trustee, Petitioner and Pagans Living Trust, Owner requesting a Special Use Permit for "Short Term Tourist Rental of Dwelling" on a +/- 7.882 acre parcel of land, located at 3140 Kemp Ford Road located in the Union Hall District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0520003610A. (Case # SPEC-1-15-13715) **(See Attachment #14)**

PUBLIC NOTICE

PROPOSED LEASE OF REAL ESTATE

In accordance with the provisions of Section 15.2-1800 of the Code of Virginia, as amended, notice is hereby given to all interested parties that the Board of Supervisors of the County of Franklin, Virginia will conduct a public hearing on the proposed lease of real estate. Property is located at 2455 Sontag Road, Rocky Mount, Virginia and consists of approximately 1.001 acre, a house with approximately 1,653 square feet of finished space, and is further identified as Franklin County Tax Map/Parcel #0830007302. The estimated monthly rent is between \$500-\$800. **(See Attachment #5)**

Adjournment Thereafter

RISE & SHINE GUESTS FOR MARCH ARE RICK & CHARLES



Construction of a 42-inch pipeline in Nebraska. A 150-foot right-of-way is necessary during construction and a permanent 100-foot, clear-cut right-of-way remains after construction.

Natural Gas Compressor Stations

Air Pollution, Explosions and Fires

Pipelines transporting natural gas require pressure to keep the gas moving. The pressure is provided by compressors. The power to move the gas is normally provided by gas-powered turbines or reciprocating engines. The pipeline company selects the type of compressor to install. The selection is based on local conditions, regulations and cost.

Pipeline compressors are installed at intervals of about 40 to 100 miles. So a 500 mile pipeline could have as few as 5 or as many as 12 compressors.

Air Pollution 24/7

Compressors operate around the clock, and they emit air pollution 24 hours a day, seven days a week. The pollution comes from large engines needed to drive the compressors. Of course, the cheapest fuel available on a pipeline is natural gas.

Pollution is no accident

Compressors normally have no pollution control devices. Air quality agencies may require performance or operating standards, but pollution is emitted in one form or another, including nitrogen oxides, carbon monoxide, volatile organic compounds and greenhouse gas. For example, lean-burn engines can reduce nitrogen oxides but increase carbon monoxide emissions. Catalytic oxidizers reduce carbon monoxide by converting it to carbon dioxide. In addition to intentional smokestack emissions, air pollution is caused by venting to prevent blowouts, flaring of unwanted gas, and fugitive emissions. Toxic air emissions include formaldehyde, benzene, toluene, ethylbenzene, xylene, hydrogen disulfide, methane and other pollutants.



Negative Health Impacts

Nitrogen oxide emissions cause red and purple ozone alerts, aggravating asthma and COPD. Many of the air toxics emitted are carcinogenic or neurotoxic, such as benzene and hydrogen sulfide. Other negative impacts on public health include respiratory problems, early mortality and childhood learning defects.

A recent 21-county study in the Barnett Shale region in Texas revealed that the air pollution emissions from natural gas production were greater than that emitted from all on-road cars and trucks in the Dallas-Fort Worth metropolitan region, an area with a population of 6.5 million.

Safety Hazards

Risks to health and safety and environmental contamination come with natural gas compressor stations. Compressors operate under high risk conditions, created by the high pressures and reduced temperatures of operation. These conditions cause vibrations, cracks and corrosion leading to failure of mechanical components, explosions and fires.

Blue Ridge Environmental Defense League

www.BREDL.org PO Box 88 Glendale Springs, North Carolina 28629 BREDL@skybest.com (336) 982-2691

Recent Natural Gas Compressor Fires and Explosions

- Σ Crosstex Pipeline, Godley, TX, Nov 18, 2008
- Σ Artermas Compressor Station, Mann Township, Bedford County, PA, Houston-based Columbia Gas Transmission, Nov 3, 2011
- Σ Falcon natural gas compressor station, Jonah Field, WY, Dec 7, 2011
- Σ Williams Energy, Lanthrop, PA March 29, 2012
- Σ Pinon Compression Station (BP), Durango, CO June 25, 2012 - 1 killed, 2 injured
- Σ Copano Energy in Jim Wells County, TX, September 6, 2012
- Σ Bill Barrett Corporation, Carbon County, UT, Nov. 22, 2012 - Two injured (severe burns)
- Σ Energy Transfer Partners, Madison County, TX, Jan 17, 2013

An explosion at a natural gas compressor station in Susquehanna County on Thursday morning blew a hole in the roof of the complex holding the engines, shaking homes as far as a half-mile away and drawing emergency responders from nearby counties. Scranton Times-Tribune 2012

The Pinon Compression Station blast occurred during a routine maintenance operation when a data collecting device was sent through the system. The Copano explosion and fire caused 100-foot high flames. The Carbon County fire was caused by a compression tank. In Madison County, Texas a compressor malfunction caused an explosion and fire which destroyed the unit.

In Iowa in the past decade, pipeline accidents have resulted in nearly \$20 million in property damage, spilling a total of 10,712 gross barrels of hazardous liquids onto Iowa property, according to the federal Pipeline and Hazardous Materials Safety Administration.

The Des Moines Register

A Single Compressor Can Emit Huge Amounts of Air Pollution

A compressor station investigated by Blue Ridge Environmental Defense League was permitted to emit the following amounts of pollution into the air annually:

Pollutant	Emissions, pounds/year
Particulates (2.5, 10 and total)	25,000
Sulfur dioxide, SO ₂	1,400
Nitrogen oxides, NO _x	360,000
Volatile organic compounds, VOC	70,000
Carbon monoxide, CO	44,000
Carbon dioxide equivalent, CO ₂ e	407,000,000
Hazardous air pollutants, HAP	25,000
Formaldehyde	17,000

These are routine emissions released under normal operation. The plant was issued a permit to operate by the North Carolina Division of Air Quality. Power for the compressors is provided by eight reciprocating engines, each rated at 4,735 horsepower and equipped with catalytic oxidizers. Pollutant emissions vary with load conditions; engine efficiency is less when the engine is operating at full throttle. Products of incomplete combustion (PICs) caused by rich-burning or lean-burning engines are known to increase carbon monoxide and formaldehyde.

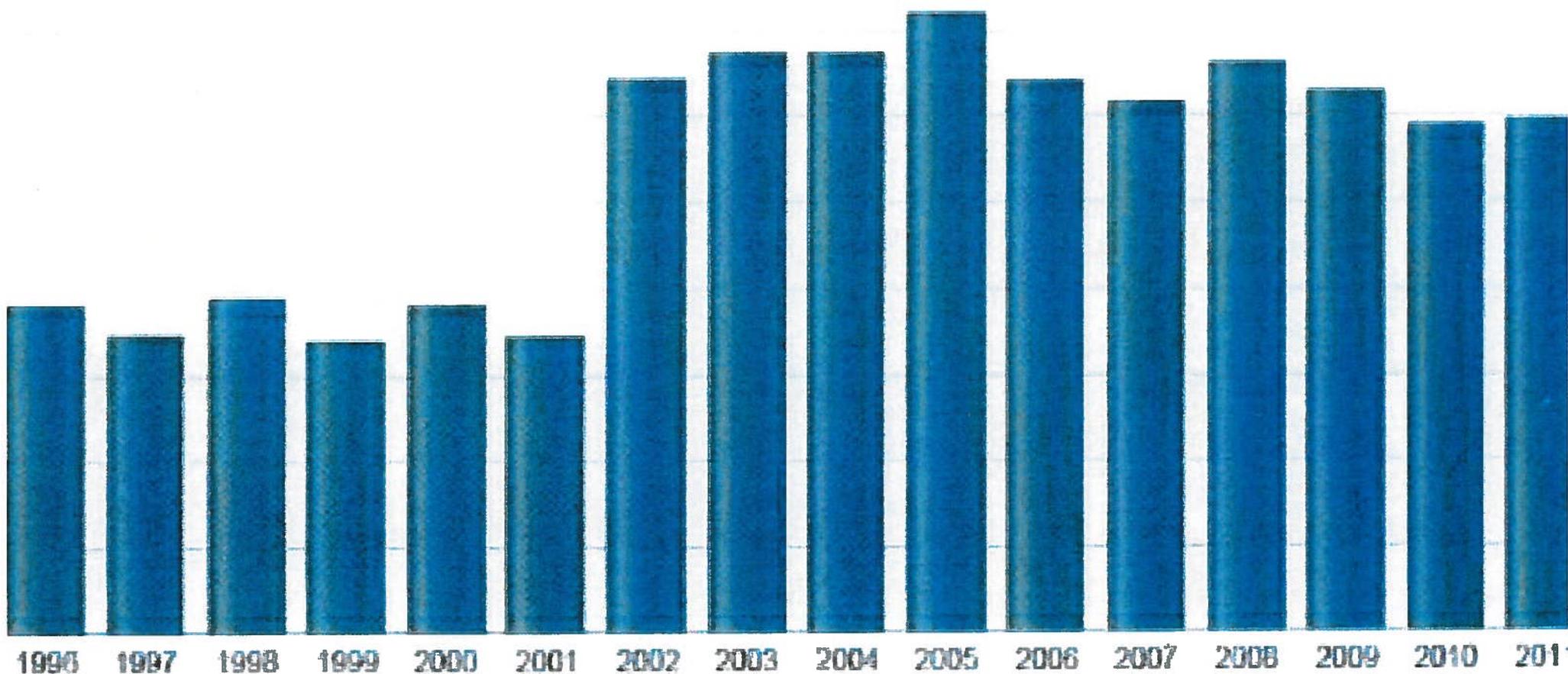
November 2014 LAZ

For more information, contact

Blue Ridge Environmental Defense League

www.BREDL.org PO Box 88 Glendale Springs, North Carolina 28629 BREDL@skybest.com (336) 982-2691

PHMSA Pipeline Incidents: Count (1995-2014)
Incident Type: All Reported System Type: ALL State: ALL



Pipeline Incidents: (1995 - 2014)

Pipeline and Hazardous Materials Safety Administration

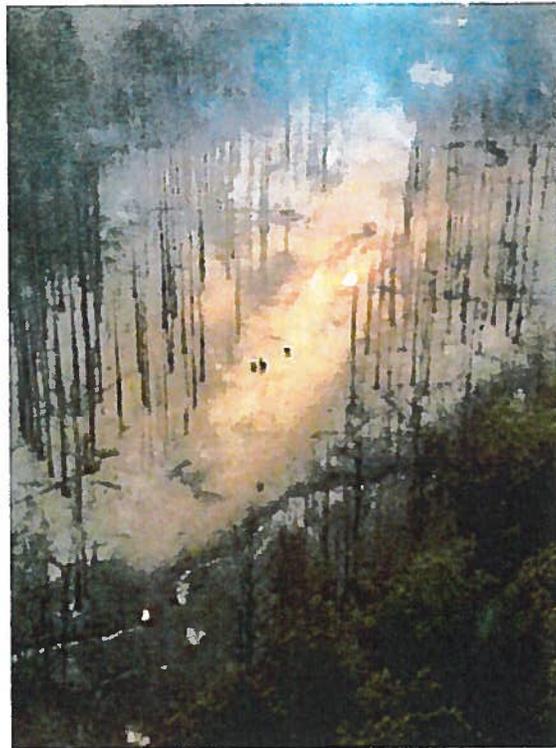
THE FIFTH PIPELINE EXPLOSION IN A MONTH



A 20 inch gas pipeline in Brooke County, West Virginia exploded into a huge ball of flames on Monday morning, January 26, 2015, the fifth pipeline accident in the U.S. so far this month.

The proposed natural gas pipeline though our area will be 42" in diameter. Environmental engineers tell us that if it exploded, the blast radius would be a half mile.

A natural gas pipeline near Jackson, Mississippi, burst into flames Wednesday morning, January 14, 2015, leaving wooded areas burned and a rare image on radar.



Sissonville, West Virginia: Explosion From Gas Line Burns Interstate 77 And Homes



GILES COUNTY, VIRGINIA, SEISMIC ZONE

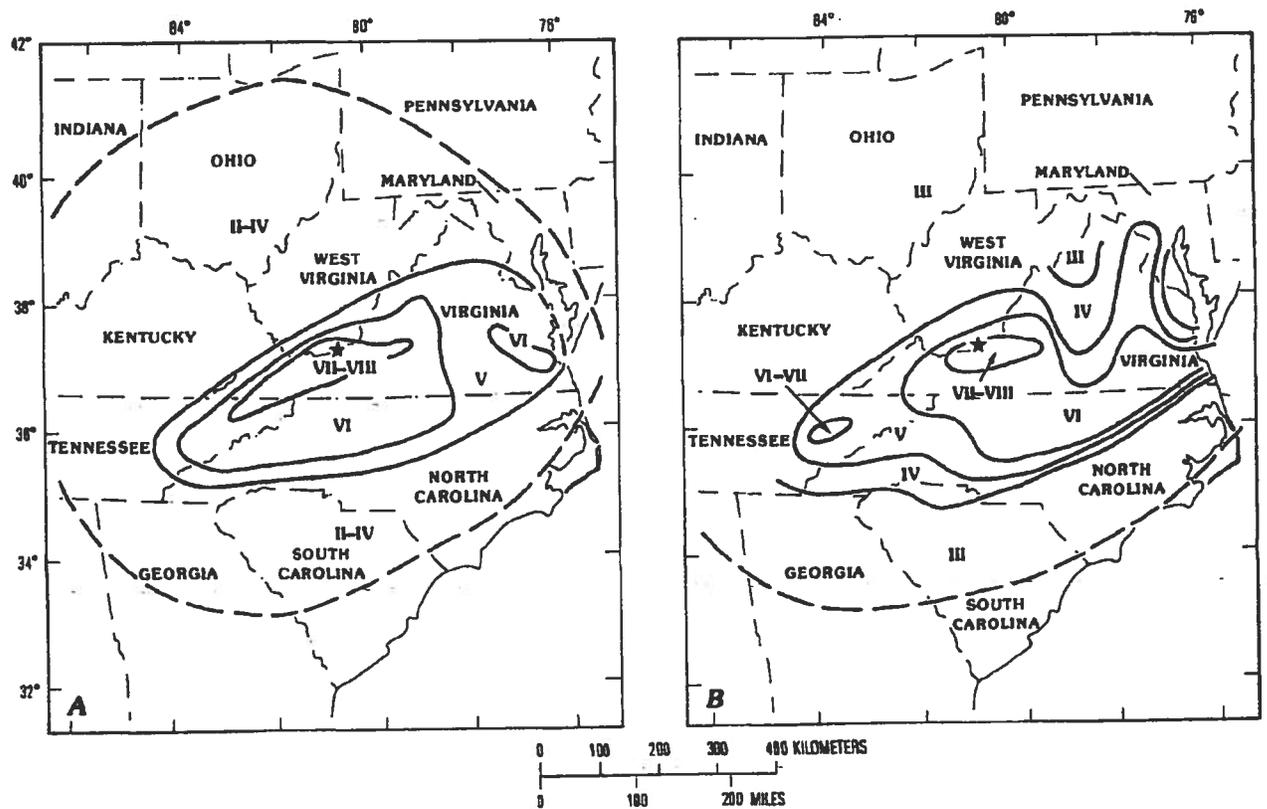


FIGURE 1.—Intensity maps for the May 31, 1897, Giles County, Va., earthquake. *A*, modified from Law Engineering Testing Company (1976); *B*, modified from Bollinger and Hopper (1971). Differences between the two maps reflect difference in data bases (Law Engineering Testing Company's was the larger) and in the interpreters. Star indicates the location of Pearisburg, Va., the presumed epicenter

of the shock. Contours are drawn on values of intensity reported from various places. Typical intensity values for areas between or within contours are shown as Roman numerals. Dashed contours show approximate limits of data: earthquake was felt at least that far from the epicenter. Reproduced from Bollinger (1961a) with permission.

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FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Surplus Property</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request the Board of Supervisors to declare miscellaneous items surplus.</p> <p><u>STRATEGIC PLAN FOCUS AREA:</u></p> <p><u>Goal #</u></p> <p><u>Action Strategy:</u></p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Thurman</p>	<p><u>AGENDA DATE:</u> March 17, 2015</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> Yes</p> <p><u>ACTION:</u></p> <p><u>ATTACHMENTS:</u> Yes</p> <p><u>REVIEWED BY:</u> <i>REH</i></p>	<p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

In keeping with County Policy, the Board of Supervisors is requested to officially declare all property which is taken out of routine service as "surplus". After this designation, a listing is made available for review among all County Departments in an effort to determine whether any surplus items may be re-assigned. All remaining items are usually offered for sale at public auction.

DISCUSSION:

On a regular basis items such as desks, file cabinets, tables, shelving, etc., is removed from use. Most often the items have worn out and/or replaced due to renovations and changes within office arrangements.

Currently, the County has limited storage area for such items and we have not "purged" surplus for some time.

RECOMMENDATIONS:

Staff requests that the Board of Supervisors declare the attached items as surplus. Items will first be offered to other County Departments. All remaining items will be sold at public auction. The Spring's auction will be Saturday, April 25, 2015 at the School Bus Garage area. It should be noted that County employees and their immediate families ARE NOT allowed to bid on such items.

Surplus Items for School Auction Sale

2 Inflatable boats

30 2x4 drop in lights T-8

18 Classroom computer desk

Treadmill

14 Filing cabinets

10 Office desks

3 Ceiling fans

2 Fans

14 Office chairs

Pedestal sink

20 Doors

Metal shelf

3 Card file drawers

Double locker

3 Wooden table

2 Old vaccum cleaners

Paper shredder

Typewriter

Craftsman cordless tools

Box of old door hinges

Old cabinets

3 Two way radio

Courtroom metal detector

Dehumidifier

4 Radio wave satellite dishes

4 Metal tables

Rolltop desk

Old I.T. racks

Misc. other items

Purpose/Rationale:

- To establish policy and criteria regarding the naming of appropriate Franklin County Parks and Recreation facilities, or public spaces with or without a significant gift;
- To recognize significant contribution to Franklin County by naming Parks and Recreation facilities, or public spaces in honor of individuals, living or deceased;
- To establish policy and criteria regarding memorials on Franklin County Parks and Recreation property with or without a significant gift.

Policy:

1. The Board of Supervisors has ultimate authority and responsibility for the naming of Franklin County Parks and Recreation facilities, or public spaces.
2. The naming of such facilities or public spaces shall be done in honor of volunteer services of an individual, living or deceased, or as a result of significant monetary gifts to the county in support of public activities or services.
3. Any applications received falling under the purview of the Department of Parks and Recreation shall be forwarded to the Recreation Advisory Commission in accordance with procedures hereafter listed.

Criteria:

Regardless of the category for which the naming is submitted the Recreation Advisory Commission shall first consider the reputation of any individual or organization and prior recognitions received or honors already in place.

1. Exclusions from Naming
 - a. No naming shall be authorized that gives preference to any political, religious, or other belief system.
 - b. No commitment for naming shall be made by any employee of the county or elected official prior to the approval as set forth in this policy.
 - c. No naming shall be authorized without an affirmative majority vote of the Board of Supervisors at an open meeting in which a quorum is met.
 - d. No person having been convicted of a crime which in Virginia is considered a felony shall be authorized to have any structure named in their honor or due to a monetary gift.
2. Recognition Memorial Naming
 - a. Naming of Parks and Recreation rooms, parks, buildings, structures, or spaces opened for use to the public at large shall only be authorized in honor of an individual based upon their dedication, volunteerism and service to residents of the county.
 - b. Naming memorials of deceased individuals shall not be considered until the individual for whom the naming is considered has been deceased at least one calendar year.
 - c. Naming in this category in recognition of individuals who were employees of the town, county, or Commonwealth shall not be based solely upon their work but must include demonstrated dedication beyond that required as part of their employ.

- d. Naming within this category shall be ONLY for an appropriate Parks and Recreation room, park, building, structure, or space directly related to the service for which recognition is being sought. No substitute naming shall be authorized.
 - e. Naming under this category will require submission of the appropriate form and requisite 100 signatures per voting district of Franklin County residents 18 years or older, as described under procedures of this policy, prior to consideration.
 - f. Recognition shall be only in the form of that approved in this policy.
3. Financial Gift/Donor Naming
- a. Naming of Franklin County Parks and Recreation rooms, parks, buildings, structures, or spaces opened for use to the public at large shall be authorized in recognition of a significant monetary gift.
 - i. Donor is establishing a permanent endowment to support a specific county activities, construction or educational opportunities.
 - ii. Pledge periods for naming gifts must not exceed five years. Pledges must include an estate note making the donor's estate responsible for payment of the pledge in the event of the donor's death before fulfilling the pledge.
 - iii. Bequest intentions and life income plans will generally not be acceptable for naming gifts because the county requires the immediate use of the funds for construction, maintenance, operation, and renovations. Possible exceptions include charitable trusts that can be used if they meet the established minimums set out for naming gifts and the payout period does not exceed five years.
 - iv. Donor shall provide the greater of \$25,000 or 60% of the total construction cost of a new park, building, facility, structure or space.
 - v. Donor is providing a minimum of 80% of the funds required to **renovate or expand** an existing Parks and Recreation room, park, building, facility, structure or space.
 - b. A gift agreement shall be required and be negotiated and executed through the county attorney for any memorial, honorarium or naming established through a monetary gift.
4. Once the Board of Supervisors has named a facility after an individual, the name shall remain in place for the life of the facility and will be honored in perpetuity.
- a. The county reserves the right to determine the form such recognition may take in the event that the facility no longer exists or under other changes of circumstance.
 - b. The county reserves the right to rescind the naming of a facility should the naming bring embarrassment or disrepute to the county.

Procedures:

1. Any person or organization representative wishing to name a Parks and Recreation facility or space in honor or memory of an individual they believe has met the requirements set forth in this policy must obtain an application form (Attachment A) and a Franklin County Resident Support Document (Attachment B) from the Franklin County Parks and Recreation staff to begin the process.
2. Once the application, described significant or noteworthy cause for naming narrative and Resident Support Document are completed, the applicant must turn in the

application package to the staff at the Franklin County Parks and Recreation Department office.

3. Staff of the Department of Parks and Recreation shall forward the aforementioned documents to the Recreation Advisory Commission (RAC) for discussion and review.
 - a. The RAC shall have two months to review the materials and forward their recommendation for naming or not naming to the Board of Supervisors.
4. Once the recommendation and application is received by the Board of Supervisors, they shall have two months to consider the materials, the RAC recommendation and any input from others before deciding to name or not name the facility.
 - a. Staff shall notify the applicant of the date and time the Board of supervisors will be voting on the request.
 - b. Failure to bring the naming to a vote within the allotted time or to vote to table the decision for a short time (maximum of two months) will result in a de facto approval of the request for naming.
 - c. The Board of Supervisors will direct staff to notify the applicant of the decision in writing within one week of the date of the decision.
 - d. If naming is approved, Parks and Recreation staff will contact the applicant to arrange for receipt of payment for the cost of the approved recognition plaque.
5. Only the recognition plaque approved by the Board of Supervisors shall be authorized for memorial, honorarium or benefactor naming.
 - a. Payment must be received prior to the plaque being ordered By Parks and Recreation Staff.
 - b. No fee for installation by Parks and Recreation staff shall be charged.
 - c. The department head or designee may receive recommendations from the submitters for memorial or benefactor as to the location for the plaque to be displayed but the ultimate decision shall that of the department head.
 - d. All plaques shall be placed in a conspicuous location readily visible to the public.

(Attachment A)

Application for Consideration of Memorial or Honorarium Naming

Name of individual(s) submitting request: _____

Mailing Address: _____

Phone: _____ E-mail _____

Note of importance- Should this request be approved it shall be the responsibility of the submitting individual(s) to purchase the recognition plaque meeting the exact approved dimensions and style for installation by county staff.

Select the appropriate individual naming category below

Memorial Naming- Honoree must be deceased

Individual or organization to be memorialized: _____

Date of Death: _____

Has this person been memorialized or recognized elsewhere? _____, If yes, where _____

Naming in Honor of- Honoree must be living

Individual or organization to be memorialized: _____

Has this person been recognized elsewhere? _____, If yes, where _____

Specific Parks and Recreation room, building, facility or structure which the submitter would like considered named in memory of: _____

Alternate site(s) if the above is not approved: _____

Requesting a facility does not guarantee that exact facility but will the request will be considered. The facility must be directly linked to the exemplary service to the county for which the person is being submitted. Smaller structures or spaces are more likely to be approved than larger, dependent upon the voluntary service the individual provided. (Example- it is more likely that a park trail be named for an individual that volunteered to construct trails than for the entire park to be named in their memory.)

Please describe on a attached sheet in detail why a facility, structure or space should be named in memory/honor of the above named individual. It is important to note their connection to the particular facility and why the requested facility would be appropriate. It is important to include significant achievements and/or leadership of the individual related to the services provided to the county. If the individual to be memorialized was a county or town employee it is imperative that the draft emphasize their volunteer efforts beyond that for which they were paid as part of their employment.

(Attachment B)

Franklin County Resident Support Document

Request that _____ be named in memory/honor of:
(Parks and Recreation Facility or description) (Circle one)

Individual's name to be honored or memorialized

We the undersigned residents of Franklin County are aware of the significant achievements of the above named individual and by affixing our signatures support the naming of a Parks and Recreation Facility in their honor/memory. (Signatures must be on this form)

Printed Name

Signature

- 1. _____
- 2. _____
- 3. _____
- 4. _____
- 5. _____
- 6. _____
- 7. _____
- 8. _____
- 9. _____
- 10. _____
- 11. _____
- 12. _____
- 13. _____
- 14. _____
- 15. _____
- 16. _____
- 17. _____
- 18. _____
- 19. _____
- 20. _____

4

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p>AGENDA TITLE:</p> <p><i>David Philpott Outdoor Occasion Permit for 2015</i></p>	<p>AGENDA DATE:</p> <p><i>March 17, 2015</i></p>	<p>ITEM NUMBER:</p>
<p>SUBJECT/PROPOSAL/REQUEST:</p> <p><i>Approval for David Philpott's Annual Outdoor Occasion Permit for FY 2015</i></p>	<p>ACTION:</p>	<p>INFORMATION:</p>
<p>STAFF CONTACT(S):</p> <p>Mr. Huff & Mrs. Tudor</p>	<p>CONSENT AGENDA: YES ACTION: YES</p> <p>ATTACHMENTS: YES</p> <p>REVIEWED BY: <i>REH</i></p>	<p>INFORMATION:</p>

BACKGROUND:

David Philpot is requesting approval for his 2015 Annual Outdoor Occasion Permit for the racing season. The Outdoor Occasion Permit for Mr. Philpott is attached for your review and consideration.

DISCUSSION:

All pertinent agencies per County Code Section 13-29.2 have signed off on the 2015 Outdoor Occasion Permit for Mr. Philpott.

Per County Code Section 13-29.4 the fee of \$200.00 has been remitted and deposited with the County Treasurer's Office.

RECOMMENDATION:

Staff request Board approval on the 2015 Outdoor Occasion Permit application, as submitted per County Code Section 13-29.1.

2015 \$200.00



Franklin County

A Natural Setting for Opportunity

APPLICATION FOR OUTDOOR OCCASION PERMIT

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

DATE SUBMITTED: 3/2/15

NAME OF APPLICANT: David Philpott

COMPLETE MAILING ADDRESS: 3399 Providence Ch. Rd.
Henry, VA 24102

EMAIL ADDRESS: _____

TELEPHONE NUMBER: 540-483-8809

CELL TELEPHONE: 276-734-5686

NAME OF PROMOTER: David Philpott

MAILING ADDRESS: 3399 Providence Ch. Rd.

TELEPHONE NUMBER: Henry, VA 24102

CELL TELEPHONE: _____

1. Please describe the exact location of the proposed event(s) including the tax map and parcel location of the property.

Tax Map # 1010003801
1010003803

2. Please list the names and addresses of the owners of the property on which the event is to be held.

John + Joshua Philpott
3399 Providence Ch. Rd.
Henry, VA 24102

Please list the dates for which the permit is to be issued.

April 25, 2015 June 20, 2015 Sept. 12, 2015
May 16, 2015 July 11, 2015 Oct. 3, 2015
May 30, 2015 Aug. 15, 2015

4. Please describe in detail, the nature of your event, anticipated attendance, and anticipated number of actual participants.

Karts for ages 8 yrs. to adult
100-150 Attend - 250-300 participants

5. Please outline your plans for the provision of adequate sanitation facilities and sewage disposal methods.

We will rent Portable toilets
1 portable toilet per 100 persons

APPROVED: John V. Decker 3/6/2015
Franklin County Health Department Date

6. Please describe your plan for adequate disposal of solid waste.

We will use trash bins. We will have 10 trash bins.
Will take trash to County Landfill for disposal
after each event.

APPROVED: Richard E. H. H. 3/6/15
County Administrator Date

7. Please describe your plan for adequate security personnel as defined in Sections 13-27 and Section 13-31 of the Franklin County Code including how many security personnel will be present for each event as a minimum plus plans in place for higher than expected crowds. (Use a separate sheet if required).

Name of Security Firm: S+S Security

Va. Department of Commerce License Number: _____

Will These Guards be Armed? yes

APPROVED: lllllllventon Jr.
Sheriff, County of Franklin

03-02-2015
Date

8. Please describe any outdoor lighting to be used, what steps will be taken to prevent unreasonable glow or glare onto adjoining property, and acknowledgement that the lighting complies with the National Electrical Code Requirements.

Will have lighting. Lights will not be close to adjoining properties by several hundred feet. There are woods between properties.

APPROVED: [Signature]
Building Official, County of Franklin

3-6-2015
Date

9. Please describe a plan for adequate parking facilities and traffic control in and around the event area.

Parking area has been addressed as to entrances, exits by VDOT and has met their standards, including site distance. Traffic will be self controlled.

APPROVED: lllllllventon Jr.
Sheriff, County of Franklin

03-02-2015
Date

10. I hereby understand that it is unlawful to:

- a. (1) Operate between the hours 12:00 midnight and 9:00 a.m. and before 1:00 p.m. on Sundays.
- b. (2) Run practices more than two (2) days per week or operate during more than two (2) consecutive days regardless of whether it is in the same week and hours of practice shall be limited to a total of (6) hours which shall be six (6) consecutive hours on each of the two (2) practice days set out above, with the exception that when traveling racing associations are scheduled for a Saturday race, practice shall be limited to two (2) days in the preceding Monday-Friday time period. Such practice will be limited to six (6) hours daily. In the event that a "special event" race is rained out, such race may be held on Sunday. This rain out provision is limited to two (2) races per season.
- c. (3) Operate without the permit as outlined in this article.
- d. (4) Receive a permit for or operate a raceway in any fashion that does not have a fence or other barrier sufficient to prevent vehicular access of any nature to the tract area.
- e. (5) Operate after having been notified that any of the provisions required by the application requirements of section 13-29.2 are no longer in compliance according to the approving authority.

David Philpott
APPLICANT

3/2/15
Date

11. I hereby grant permission for the Board of Supervisors, its lawful agents and its duly constituted law enforcement officers to enter the property at any time for the purposes of determining compliance with the provisions of the Franklin County Code. I recognize that the Board of Supervisors of Franklin County shall have the right to revoke any permit issued under this ordinance for failure to comply with any of its provisions or conditions. I also have read Section 13-29.5 that grants authority to the County Administrator to revoke any permit issued under this ordinance for up to 30 days for any violation.

David Philpott
APPLICANT

3/2/15
Date

Franklin County Treasurer

1255 Franklin Street
Suite 101
Rocky Mount
Virginia, 24151

Phone - (540) 483-3078
Fax - (540) 483-3080

3/11/2015 02:38 PM Cashier 0008
T/Ref 1014038932 Reg 1014 Tran No 1051
Cash Report: 150312-01 for 3/12/2015

02 - Franklin County
Treasurer Susan J. Wray

COUNTY BUSINESS LICENSES

Validation Number: 123726 \$200.00

=====
Total \$200.00

Check (\$200.00)

Check No. 1078

Thank You for Your Payment.

**PUBLIC NOTICE
PROPOSED LEASE OF REAL ESTATE**

In accordance with the provisions of Section 15.2-1800 of the Code of Virginia, as amended, notice is hereby given to all interested parties that the Board of Supervisors of the County of Franklin, Virginia will conduct a public hearing on the proposed lease of real estate. Property is located at 2455 Sontag Road, Rocky Mount, Virginia and consists of approximately 1.001 acre, a house with approximately 1,653 square feet of finished space, and is further identified as Franklin County Tax Map/Parcel #0830007302. The estimated monthly rent is between \$500-\$800.

Said public hearing will be held at approximately **6:00 P.M., Tuesday, March 17, 2015**, in Franklin County Government Center, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia.

“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, MMC
CLERK

FRANKLIN NEWS POST:

PLEASE PUBLISH IN YOUR **Monday, March 2 & 9, 2015 EDITIONS.**

THANKS!

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

AGENDA TITLE: Department of Social Services	AGENDA DATE:	ITEM NUMBER:
SUBJECT/PROPOSAL/REQUEST Request Board approval to purchase 2 state contract cars	March 17, 2015 ACTION:	
STAFF CONTACT(S): Messrs. Huff, Thurman; Ms. Powell	CONSENT AGENDA: Yes	
	ACTION:	
	ATTACHMENTS:	
	REVIEWED BY: <i>RETT</i>	

BACKGROUND:

Franklin County Department of Social Services (FCDSS) provides mandated services to the residents of Franklin County through Child Protective Services, Foster Care and Prevention Services. DSS staff are required to make home visits, school visits as well as monthly visits to see foster children who are placed throughout the State of Virginia. These visits are required by State and Federal policy.

DISCUSSION:

FCDSS had a 1999 Jeep that was a total loss due to an accident in 2013 and currently has a 2002 Ford Taurus that has over 157,000 miles and is not dependable for out-of-town travel. Due to the loss of usage of these vehicles there is often a shortage of vehicles for staff to utilize. FCDSS is requesting to purchase two new vehicles to replace the above vehicles to insure that there are adequate vehicles for staff to conduct day-to-day business.

RECOMMENDATIONS:

Staff respectfully requests permission to purchase two (2) 2015 Ford Focus SE, Flex Fuel vehicles. The State Contract (Contract # E194-72768) currently lists these vehicles at \$15,713.00 each (\$31,426.00 total). Funding for the vehicles is available in the Vehicle Capital Account for DSS (Acct. # 0115-026-5306-7005) .

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Community Facilities Improvement Program</p>	<p><u>AGENDA DATE:</u> March 17, 2015</p>	<p><u>ITEM NUMBER:</u></p>
<p><u>SUBJECT/PROPOSAL/REQUEST</u> Requests Board approval for Community Facilities Improvement Program applications.</p>	<p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> YES</p>	
<p><u>STAFF CONTACT(S):</u> Huff, Whitlow, Chapman</p>	<p><u>ACTION:</u> YES</p> <p><u>ATTACHMENTS:</u> YES</p> <p><u>REVIEWED BY:</u> RETH</p>	

BACKGROUND

The Community Facilities Improvement grant program was started in 2008 to assist non-governmental organizations in the County with construction costs of community park and beautification projects. This grant was suspended in 2009 because of the recession and subsequent County-wide budget reductions, but was recently reactivated on February 18, 2014 due to requests from the community for public park funding.

The Board reactivated the grant with the following changes: 1) clarified requirements for public access to the project site so that "all projects must benefit and be free and open to the general public without restricted use. School grounds that are closed to the public during operating hours are not eligible for funding." 2) The grant funding limit per project was reduced from \$8,000 to \$5,000. 3) The grant process was changed from being offered twice a year to being offered once per year.

This grant was distributed via direct emails and social media in December and was advertised in the Franklin News Post on 12/19/14 (see attachment).

DISCUSSION

The following three requests were received (see attachments):

- 1) The Franklin County YMCA requested \$5,000 for the renovation of two restrooms at Rocky Mount

YMCA picnic shelter. These funds would be used to renovate and reinforce two vandalized restrooms that have been closed due to extensive damage.

- 2) Antioch Church of the Brethren requested \$5,000 for Antioch Community Park. Their request would provide funds for a fireplace at their newly constructed picnic shelter that they funded.
- 3) Monte Vista Church of the Brethren requested \$4,200 for Monte Vista Acres. These funds would allow them to create a master plan for the park to enable them to more efficiently focus their developmental efforts. A portion of these funds would allow them to landscape a portion of the park.

Staff and the Recreation Advisory Commission reviewed these applications and feel as though all three meet the requirements established by the Board of Supervisors and would benefit the community. The Recreation Advisory Commission voted to recommend that all three requests be approved as submitted for funding.

If all requests were approved, the total cost would be \$14,200. There is currently \$35,337.91 in the Community Park Development account (#30300120 57011) for this grant.

RECOMMENDATION:

The Recreation Advisory Commission and Staff respectfully request the Franklin County Board of Supervisors' consideration of approving all three requests for Community Facility Improvement Grant.

Franklin County Community Facilities Improvement Program

Program Guidelines

I. Purpose of the Community Facilities Improvement Program

The Program is designed to provide the means for nonprofits, neighborhood associations, community park groups, bodies of faith, and the County to join in partnership with each other to make physical improvements that will enrich the lives of our citizens, enhance the identity and quality of life, and encourage a strong sense of community.

The Program provides matching grants for a wide variety of projects and physical improvements. Some examples of eligible projects include the following:

- Park Development
- Public Recreational Facility Improvements
- Streetscape, ROW Beautification
- Engineering and planning studies
- Other items that will improve neighborhood livability and vitality

The Program is generally intended for capital construction projects and studies. The goal is to have projects constructed in a reasonable period so the neighborhood and community can point with pride to a completed project.

Applicants are encouraged to involve the youth of the community in the planning, design, and execution of the improvements. A limited amount of staff design assistance is available to applicants who request it. The design assistance will help the applicant refine the project scope and provide enough detail to receive estimates for fabrication, construction, and/or installation.

II. Eligible Applicants

Neighborhood Associations, non-profits, bodies of faith, community groups, and private citizens who sign an agreement to manage a facility for general public use are eligible to apply for grants for projects that are **within the county limits**.

Non-profit groups that engage with the purpose of maintaining and developing community recreational facilities should be constituted for the general welfare of and benefit of the residents in Franklin County. All associations must have written by-laws, hold regularly scheduled meetings, and be open to all residents.

III. Eligible Project Types

1. Park/Recreational Planning and/or Design Project —

Produce a plan, design, or report outlining specific actions that will serve as a guide for development of a community parks and recreation amenity.

2. Facility Physical Improvement (Construction) Project — Build, enhance, or renovate a structure or site that provides a public benefit.

Project examples

- Landscaping public places
- Beautification projects
- Park improvements
- New playground equipment
- Trails
- Professional Studies or analysis

IV. Project Requirements

Applications for projects must meet the following requirements to be eligible for consideration:

1. Provide a public benefit, resulting in a product that benefits the community. All projects must benefit and be free and open to the general public without restricted use. School grounds that are closed to the public during operating hours are not eligible for funding.
2. All projects must be compatible with adopted County plans and policies.
3. All projects must include a match of 25%. (Match may be either financial or in-kind; if in-kind the tasks and responsibilities must be documented.)
4. The number and size of awards will be limited by the amount of available funding.
5. All projects need to have a concept review by applicable agencies prior to their application. Documentation should be included with application.
6. Any applicable permit fees and approvals that may be required (e.g., street encroachment approval, and sign, building, erosion and soil permits) are the responsibility of the applicant and should be included in the total project cost.
7. Projects to be built on private property must identify an incorporated entity willing to assume all responsibility for project management, ownership and maintenance and all future liability.
8. Long term or routine maintenance must be addressed and provided for.
9. Generally, most projects not completed after three years will be canceled and all monies will go back into the Community Facilities Program budget to be awarded in the next program cycle.
10. Costs associated with social events, such as dinners, special events, lunches, receptions, etc., will not be funded through the Program
11. Costs associated with leasing of private land, equipment, or facilities for general park use will not be eligible. Leasing of equipment for construction purposes shall be an eligible expense.

V. Project Selection Criteria

All applications that meet the eligibility requirements will be evaluated according to a set of criteria. The following criteria for the program are designed to give priority to projects for grant awards. Please keep in mind that we anticipate more projects to be submitted than we can fund.

Selection/Funding Evaluation Worksheet & Criteria

Policy	Yes	No	Points (10 points Max)	Comments
Is the project consistent with the goals and policies of the Franklin County Comprehensive Plan?				
Does the project propose a good approach to a community liability or address a clear and pressing need?				
Will the project address identified parks and recreation system deficiencies in that area of the County?				
Does the project include in-kind contributions or a neighborhood match?				
Is long-term maintenance addressed and provided for?				
Is community support for the project well documented?				
Does the project include opportunities to involve neighbors in shaping and carrying out the project?				
Is the purpose and scope of work of the study clear?				
Does the project implement a specific policy recommendation of the Comprehensive Plan or town/village/overlay district plan?				
Is the land on which the project will be built secured for public access with no restrictions for future use?				
Total				

One following "grades" will be used for evaluation:

- 100 to 90 Points Recommend approval to the Board of Supervisors
- 90 to 80 Points Recommend partial funding to the Board of Supervisors
- Below 80 Points Assist the Groups in Refining the Proposals Prior to Board Presentation

VI. Process

A. Application (see website for annual date)

Applicants will complete an application for grant funds and attach supporting documentation as necessary. The application should address all of the criteria above. Supporting documents that must be included are: Non-Profit status, Board members, by-laws, title of the land on which the proposed improvement are to occur, an agreement by the landowner that permits all improvements, a signed letter of commitment for maintenance and operation of the facility as proposed by the responsible parties.

B. Review and Selection

All applications must be submitted to the Department of Parks and Recreation. After meeting with the applicant(s), departmental staff will rank the applications and present their findings to the Recreation Advisory Commission (RAC) for their review and comments. A formal presentation to the Board of Supervisors and the request will be approved, denied, or amended.

C. Timelines

Applications will be received once annually.

Applicant's Written Request to Department Due	Applicant Meets with County Staff on Site	Staff Present Applicant Rankings to RAC	Formal Presentation to BOS	Grants Awarded
December 31	January	February	March	April

The Director of Parks and Recreation will have the responsibility to meet with the group to assist them in preparing for a presentation before the Board of Supervisors. County staff will prepare an executive summary of the request for the Board. Applicants will make a formal request for funding to the Board directly.

D. Project is undertaken

The payments in this Program are paid to group that submits the application. To receive payment, grantees will submit invoices and or receipts with a signed report from the executive officer that addresses (at a minimum) monies spent, work completed, work in progress, steps to completion of the project and projected completion date.

E. Tracking

Grantees will be required to give a status report of incomplete projects on a semi-annual basis. The report will address (at minimum) monies spent, work completed, work in progress, steps to completion of the project and projected completion date.

The Franklin County Finance Department will maintain a record on the fund. Staff shall complete an annual report to the Board of Supervisors on the fund and its projects. Projects not completed within three years will be canceled and monies shall revert to the program budget.

F. Grant Limits

Individual grants shall not be awarded in an amount to exceed \$5,000 unless otherwise directed by the Board of Supervisors.



**For Youth Development
For Healthy Living
For Social Responsibility**

February 26, 2015

Dear Mr. Chapman,

Thank you for this opportunity to reach out to Franklin County Parks & Recreation for assistance in the upcoming grant opportunity for our community improvement project. We are very excited about the potential impact this grant can have on the community.

The park and surrounding grounds that encompass the playground area restroom facilities as well as the walking trail are in need of constant attention. These are also areas that all members of the community have the ability to use and benefit from. Children in the early stages of learning as well as tweens and beyond should greatly benefit from having a safe environment to enjoy. The FC YMCA is a firm believer in keeping hands busy and peer pressure away.

Rotary assisted in building the Rocky Mount playground area and has a fantastic sturdy structure. Unfortunately that wear and tear has resulted in desperate need of restroom repair and or upgrades. We have spoken with some contractors and retail companies that are willing to assist in this project and not only fixing the current issues but solving the ongoing problem. With placement of industrial sinks and toilets it would make it more sustainable. A grant toward making this more appealing to the community would be great. We also have many companies in the area that have expressed interest in supporting the FC YMCA. I feel strongly that we should be able to match funds in the way of materials. Upon initial requests we were offered a door as well as a deadbolt. Hopefully these will still be available when the time comes.

The walking trail is a constant with landscaping and trail maintenance. There is opportunity for beautification as well in the way of park benches and trail markers. With the assistance of the Y volunteers we would be able to create a very nice community walking trail. This is not only for the young but also a great ability to keep seniors active.

With the goal being to get the community out and about this grant would assist greatly. We would be more than happy to get you a list of interested volunteers that wish to work on this project. Past projects have included Boy Scout Groups from the community as well as local Realtors that have need for a strong community bond. The Realtors also recognize what this means to families looking to stay or move into the community.

The FC YMCA understands that the restroom will be the responsibility of the YMCA. A schedule of facility use times would be posted. Please note the two facilities male/female will be combined into one unit. Signage will reflect this change. Cleaning will be the responsibility of the FC YMCA staff on a regular basis. Having the ability to maintain these locations are vital to the community both young and young at heart.

Please do not hesitate to contact me should you need further information or have additional questions.

Thank you,

Andrea Fansler
Franklin County YMCA

**Franklin County Family YMCA
@ Smith Mountain Lake
293 Fristwatch Drive
Moneta, VA 24121
540-721-9622 Fax: 540-721-0236**

**Franklin County Family YMCA
@ Rocky Mount
235 Technology Drive
P.O. Box 720
Rocky Mount, VA 24151
540-489-9622 Fax: 540-489-1780
www.franklincountyyymca.org**

**Franklin County Family YMCA
@ Ferrum College
333 Wiley Drive
Ferrum, VA 24088
540-365-9622**



For Youth Development
 For Healthy Living
 For Social Responsibility

Estimate of Project for one restroom:



- Stainless/Lidless Industrial Toilet.....\$800.00 - actual
- Fully ADA-compliant 18" from floor to top of seat
- Durable stainless steel construction - great for public restrooms
- Front mounted, floor outlet waste
- Satin finish exposed surfaces except for integral seat area
- Integral elongated seat polished to bright mirror finish
- Designed to withstand 5000 lb load weight
- Self-draining flushing rim
- Blowout flushing action
- Uses water saving 1.6 gpf



- Wall mounted actuator.....\$190.00 - actual
- The 9603-1.6 MBFW (metal button fixture wall actuator) includes a wall clamp and threaded rod for through the wall installation for walls up to 8" thick. A spacer is provided for walls less than 2" thick.

Hand sanitizer wall mount (like the ones in the porta potties).	Donated
\$15/hour labor / volunteer hours- Estimated 30 hours... \$450.00	\$225.00 – donated hrs
Smart Lap Panel or 5/8" Plywood.....\$355.00	\$175.00 – donated toward
Industrial door with interior lock only.....\$700.00	Partial Commitment Local interest
Paint & Primer 2 gallons each.....\$160.00	\$160.00 Local interest
Hardware (dead bolt, interior pull handle).....\$60.00	\$600.00 Discounted in donation form
\$2715	\$600 as well as additional materials

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**For Youth Development
For Healthy Living
For Social Responsibility**

The breakdown of the park restroom project grant.

For the one restroom as noted in the document:

Cost for the rustic renovation of two restrooms is \$5430*

Donated materials, volunteer hours, labor & maintenance: \$2200 (estimate)

Tools & Equipment: wear & tear on the YMCA & volunteer equipment

Please note this is not including any issues they may encounter during the renovations. While we do have commitments from some businesses in the community to assist with cost of items there will still be the potential for additional materials. We understand that this would not be the responsibility of FCPR.

*While the total cost to renovate the two facilities will be over the \$5000 grant cap, the FC Family YMCA is requesting a total of \$5000 toward the construction of the renovated facilities.

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540-721-9622 Fax: 540-721-0236**

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FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p>AGENDA TITLE: Sponsorship support of the 50th anniversary of Smith Mountain Lake.</p> <p>SUBJECT/PROPOSAL/REQUEST The County of Franklin, along with other surrounding jurisdictions, has been asked to monetarily support the 50th anniversary of Smith Mountain Lake and the placement of a historical marker in Franklin County to commemorate the lake's creation.</p> <p>STRATEGIC PLAN FOCUS AREA: <u>Goal #</u> <u>Action Strategy:</u></p> <p>STAFF CONTACT(S): Huff, Burnette, Holland</p>	<p>AGENDA DATE: March 17, 2015</p> <p>ACTION:</p> <p>CONSENT AGENDA: X ACTION:</p> <p>ATTACHMENTS:</p> <p>REVIEWED BY: RHH</p> <p>ITEM NUMBER:</p> <p>INFORMATION:</p> <p>INFORMATION:</p>
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BACKGROUND:

Next year, Smith Mountain Lake will reach its exciting 50th anniversary milestone. To commemorate the occasion, a year-long community celebration is being planned. It will include a series of art, literary and musical events, historical discussions, recreational activities and more organized by numerous clubs and organizations. The goal of the celebration is not only to recognize the history of the lake, but to also promote the lake to a broader audience and to attract visitors and new residents to the area. Though the Smith Mountain Lake Regional Chamber of Commerce is facilitating the 50th anniversary activities, the initiative is community-based with an independent steering committee.

DISCUSSION:

The County of Franklin, along with other surrounding jurisdictions, has been asked to monetarily support the 50th anniversary of Smith Mountain Lake and the placement of a historical marker in Franklin County to commemorate the lake's creation.

As a SML 50th Anniversary Silver Sponsor with a commitment of \$2,500, Franklin County would receive the following benefits:

- Press Releases – recognition in select pre- and post-publicity;
- Recognition in Blue Ridge Public Broadcast Documentary Premiere Event Program;
- 6 Complimentary tickets to documentary 'Red Carpet' premiere;
- Listing on 50th Anniversary of SML webpage for 12 months;
- Inclusion in banner ad on the 50th Anniversary of SML webpage for 3 months;
- Silver Sponsor Name recognition in 50th Anniversary section of the 2016 SML Visitor Guide; and
- Inclusion of item in Time Capsule.
- Includes additional Anniversary recognition: Recognition announcement at signature events; and featured mention in pre- and post-event publicity.

Additionally, the County of Franklin has been asked to provide \$1,630 to fund the production and shipment of a Virginia Highway Historical Marker in Franklin County to commemorate the lake's creation.

A total of three historical markers are being proposed – one each in Franklin, Bedford and Pittsylvania Counties. Each county has been asked to fund the cost of its own marker. The proposed text for each marker is unique.

RECOMMENDATION:

It is recommended that the Board approve the staff recommendations to provide Silver Sponsorship of \$2,500 in support the 50th anniversary of Smith Mountain Lake, and an additional \$1,630 to fund the placement of a historical marker in Franklin County related to the lake's creation. A source for the outlined monetary support has been identified in existing budget funds.



Franklin County
A Natural Setting for Opportunity

PROCLAMATION

WHEREAS, March is American Red Cross Month - a special time to recognize and thank our heroes-who volunteer, donate blood, take life-saving courses or provide financial donations to support an organization whose mission is to help those in need; and

WHEREAS, we would like to remember those who help all of us here in the County of Franklin by giving their time to help their neighbor and thank our heroes - our volunteers, blood donors, class takers and financial supporters who help us assist those in need; and

WHEREAS, in the County of Franklin, the Red Cross works tirelessly through its nine employees and 615 volunteers to help when disaster strikes, when someone needs lifesaving skills or the comfort of a helping hand. It provides 24-hour support to members of the military, veterans and their families and provides training in CPR, aquatics safety and first aid; and

WHEREAS, across the country, the American Red Cross responds to nearly 70,000 disasters a year. It provides some 400,000 services to military members, veterans and civilians, collects and distributes about 40 percent of the nation's blood supply and trains more than seven million people in first aid, water safety and other life-saving skills every year; and

WHEREAS, our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission. Despite these challenging economic times, the American Red Cross continues to offer help and comfort to those in need.

NOW BE IT THEREFORE RESOLVED, we the Franklin County Board of Supervisors, of the County of Franklin and all our citizens do hereby proclaim the month of **March 2015 as American Red Cross Month** and we encourage all Americans to support this organization and its noble humanitarian mission:

IN WITNESS WHEREOF I have set my hand and caused the seal of the County of Franklin, Virginia to be affixed on this 17th day of March, 2015.

RICHARD E. HUFF, II
COUNTY ADMINISTRATOR
MARCH 17, 2015

Department of Planning & Community Development



10

MEMORANDUM

To: Board of Supervisors

From: Lisa Cooper, Senior Planner/Long Range Planning Manager

Cc: Richard Huff, II, County Administrator
Christopher Whitlow, Assistant County Administrator
Neil Holthouser, Director of Planning and Community Development
Todd Daniel, VDOT, Residency Administrator

Date: February 6, 2015

Subject: FY2016-FY2021 Secondary Six Year Plan

Each spring the County works with VDOT to develop the Secondary Six Year Plan (SSYP) for various secondary road construction projects. Attached is a copy of the current FY2015-FY2020 Secondary Six Year Plan (SSYP). As you will recall, very few dollars have been available for the SSYP during the last several years. Please note the SSYP allocation for FY20 is \$120,940 coming from CTB Unpaved Road Funds and \$152,256 coming from Telefee Funds (whereby VDOT typically utilize \$42,500 of the Telefee funds in Traffic Services and Engineering each year), thereby leaving a small, balance total of \$230,696.

Should the FY21 allocation match the FY20 allocation, then very few dollars will be left to distribute. Furthermore, VDOT advises Franklin County is currently \$54,834 short on the RTE 691, Bonbrook Road Rural Rustic project (Priority 12 on the SSYP) and \$670,110 short on the RTE 865 Timberline Road Rural Rustic project (Priority 15 on the SSYP). According to this information, the County most likely will not receive enough allocation to completely fund Timberline Road in the next two (2) or three (3) years.

All this said, given few dollars and project balance shortages as noted above, a work session to consider adding any new road projects will likely not be necessary this year. However, a discussion concerning the existing Rural Addition funds in the SSYP may be helpful. The fund has approximately \$75,000, which may or may not be adequate to construct a future rural addition road. VDOT could discuss other options for the monies during a work session.

Another item of importance is new legislation as it relates to a ranking system for primary roads. Known as House Bill Two (HB2), this is a new initiative of the Commonwealth Transportation Board (CTB). The purpose of House Bill Two (HB2) is about investing / directing limited state tax dollars toward projects that meet the most critical transportation needs of Virginia's primary roads.

Under HB2, primary road projects will now be scored according to key factors:

- Safety
- Congestion Mitigation
- Accessibility
- Environmental Quality
- Economic Development
- Land Use and Transportation Coordination in areas over 200,000 in population

The CTB will be accountable for the projects chosen to be placed on the Six-Year Improvement Program of our primary roads. Some projects will be exempted from scoring such as rehabilitating aging pavements and bridges. (Please find a fact sheet attached on HB2.)

VDOT will work with County staff to prepare an agenda item discussion with the Board to discuss the various items noted in this memorandum at the Board's March 17th meeting. In April staff will request the Board to advertise for a public hearing during the May Board meeting to consider any changes and adoption of the FY 21 SSYP (Secondary Six Year Plan). In the interim, please let staff know if you have any questions or concerns.

Secondary System
Franklin County
Construction Program
Estimated Allocations

Fund	FY2015	FY2016	FY2017	FY2018	FY2019	FY2020	Total
CTB Formula - Unpaved State	\$47,784	\$69,401	\$130,677	\$132,450	\$142,423	\$137,823	\$680,558
Secondary Unpaved Roads	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TeleFee	\$152,256	\$152,256	\$152,256	\$152,256	\$152,256	\$152,256	\$913,536
Residue Parcels	\$0	\$0	\$0	\$0	\$0	\$0	\$0
STP Converted from IM	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP - Bond Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Formula STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
MG Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
BR Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Other State Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
State Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$200,040	\$241,657	\$282,933	\$284,706	\$294,679	\$290,079	\$1,594,094

Board Approval Date:

Todd L. De MAY 29, 2014

Residency Administrator

Date

Richard E. Hoff 5/24/14

County Administrator

Date

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

District: Salem
 County: Franklin County
 Board Approval Date:

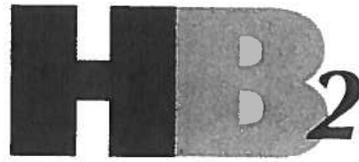
2015-16 through 2019-20

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS					Balance to complete	Traffic Count	Scope of Work FHWA # Comments
					2014-15	2015-16	2016-17	2017-18	2018-19			
0718	COLONIAL TURNPIKE	PE \$718,050										
55471	RAAP CONTRACT	RW \$120,362	\$1,824,142		\$0	\$0	\$0	\$0	\$0	\$0		601 Bridge Replacement w/o Added Capacity
		CON \$4,164,251	\$385,956		\$0	\$0	\$1,192,189	\$0	\$0	\$0		14011 State funds - AC for future federal conversion. Revised schedule required.
		Total \$5,001,664	\$1,990,098	\$3,011,466	\$0	\$0	\$1,192,189	\$0	\$0	\$0		
001.00	MIN PLAN, FED-AID, SECONDARY											
001.00		11/10/2020										
0684	HARDY FORD BRDG	PE \$448										
56880	RAAP CONTRACT	RW \$0	\$457,432		\$0	\$0	\$0	\$0	\$0	\$0		4100 Bridge Replacement w/o Added Capacity
		CON \$0	\$142,057		\$0	\$0	\$0	\$0	\$0	\$0		14011 Bridge and approach allocations are funded 50 / 50 % with Bedford County.
		Total \$448	\$599,549	(\$599,101)	\$0	\$0	\$0	\$0	\$0	\$0		
0002.00	SECONDARY - ONE HEARING DESIGN											
0002.00		9/8/2020										
0687	LALEAN ROAD	PE \$332,725										
64824	RAAP CONTRACT	RW \$0	\$126,841		\$0	\$0	\$0	\$0	\$0	\$0		290 Bridge Replacement w/o Added Capacity
		CON \$795,687	\$1,305,571		\$0	\$0	\$0	\$0	\$0	\$0		16011 Bridge Replacement w/o Added Capacity
		Total \$1,126,392	\$1,432,512	(\$304,120)	\$0	\$0	\$0	\$0	\$0	\$0		
0003.00	Minimum Plan											
0003.00		4/10/2012										
0816	Savanna Road	PE \$242,547										
63277	RAAP CONTRACT	RW \$154,093	\$711,061		\$0	\$0	\$0	\$0	\$0	\$0		6600 Reconstruction w/ Added Capacity
		CON \$362,047	\$67,626		\$0	\$0	\$0	\$0	\$0	\$0		24003
		Total \$778,687	\$778,687	\$0	\$0	\$0	\$0	\$0	\$0	\$0		
0004.00	Minimum Plan											
0004.00		7/7/2017										
0829	Greenhouse Road	PE \$100,142										
86432	RAAP CONTRACT	RW \$0	\$438,100		\$0	\$0	\$0	\$0	\$0	\$0		Resurficing
		CON \$328,100	\$0		\$0	\$0	\$0	\$0	\$0	\$0		16005
		Total \$428,242	\$438,100	(\$9,858)	\$0	\$0	\$0	\$0	\$0	\$0		
0005.00	No Plan											
0005.00		5/26/2013										

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count	
					2014-15	2015-16	2016-17	2017-18	2018-19	2019-20			
PPAMS ID	Project #	Ad Date	SSYP Funding									Scope of Work	
Accomplishment	Description		Other Funding									FHWA #	
Type of Funds	FROM		Total									Comments	
Type of Project	TO												
Priority #	Length												
0744	Webster Corner Road	PE \$60,786											
98459	0744033744	RW \$0	\$424,877		\$0	\$0	\$0	\$0	\$0	\$0	\$0		Resurfacing
STATE	RTE 744 - RURAL RUSTIC, SURF	CON \$374,081	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0		16005
FORCESHIRED	TRT NON-HARDSURF RD	Total \$434,877	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0		
S	RTE 643												
No Plan	0.7 MI N RTE 643												
0006.00	0.7	2/20/2015											
0748	Ferris School Road	PE \$8,509											
98460	0748033745	RW \$0	\$220,467		\$0	\$0	\$0	\$0	\$0	\$0	\$0		Resurfacing
SAAP CONTRACT	Rural Rustic - Grade drain & surface treat	CON \$233,344	\$55,049		\$0	\$0	\$0	\$0	\$0	\$0	\$0		16005
S	Intersection Route 40	Total \$241,853	\$285,516	(\$43,663)	\$0	\$0	\$0	\$0	\$0	\$0	\$0		
No Plan	0.63 mile S Route 40												
0007.00	0.6	1/28/2014											
0827	Iron Bridge Road	PE \$404,387											
90089	0827033706	RW \$39,723	\$24,736		\$0	\$0	\$0	\$0	\$0	\$0	\$0		Bridge Replacement w/o Added
RAAP CONTRACT	RTE - 927 - BRIDGE REPLACEMENT (STR. 6358)	CON \$1,734,039	\$2,133,415		\$0	\$0	\$0	\$0	\$0	\$0	\$0		16011
BROS	Intersection of Route 884	Total \$2,178,146	\$2,178,146	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0		
Single Hearing	Intersection of Route 40												
0008.00	0.0	10/9/2012											
0838	GREENHOUSE RD	PE \$50,000											
-14251	0838033785	RW \$30,000	\$19,908		\$116,403	\$0	\$0	\$0	\$0	\$0	\$0		288
SAAP CONTRACT	RTE 936 GREENHOUSE ROAD - RURAL RUSTIC	CON \$600,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0		Resurfacing
No Plan	0.19 MI N RTE 839	Total \$680,000	\$19,908	\$660,091	\$116,403	\$0	\$0	\$0	\$0	\$0	\$0		16005
0009.00	0.6												
0829	BRIAR MOUNTAIN RD	PE \$25,000											
-14257	0829033786	RW \$20,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0		282
STATE	RTE 928 BRIAR MOUNTAIN RD - RURAL RUSTIC	CON \$313,321	\$0		\$85,254	\$242,833	\$30,134	\$0	\$0	\$0	\$0		Resurfacing
FORCESHIRED	Equipment	Total \$358,321	\$0	\$358,321	\$85,254	\$242,833	\$30,134	\$0	\$0	\$0	\$0		16005
No Plan	0.63 MI E OF END STATE MAINTENANCE												
0010.00	0.6	12/31/2018											

Road Name		Estimated Cost		Previous Funding		PROJECTED FISCAL YEAR ALLOCATIONS					Balance to complete		Traffic Count	
PPMS ID	Project #	Ad Date	SSYP Funding	Other Funding	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20	Scope of Work	Comments		
Accomplishment	Description	Ad Date	SSYP Funding	Other Funding										
Type of Funds	FROM	Ad Date	SSYP Funding	Other Funding										
Type of Project	TO	Ad Date	SSYP Funding	Other Funding										
Priority #	Length	Ad Date	SSYP Funding	Other Funding										
0681	EDWARDS ROAD	PE	\$25,000											
-14258	0881033787	RW	\$15,000		\$0	\$0	\$0	\$212,072	\$40,073	\$0	229	Resurfacing		
STATE	RTE 891 EDWARDS RD - RURAL	CCW	\$212,145		\$0	\$0	\$0	\$0	\$0	\$0	16005			
EQUIPMENT	RUSTIC	Total	\$252,145		\$0	\$0	\$0	\$212,072	\$40,073	\$0				
No Plan	RTE 660 - MORGANS FORK RD													
0011.00	0.5	12/31/2019												
0691	BONBROOK RD	PE	\$25,000											
-14260	0891033788	RW	\$15,000		\$0	\$0	\$0	\$0	\$212,106	\$109,883	200	Resurfacing		
STATE	RTE 691 BONBROOK RD	CCW	\$281,988		\$0	\$0	\$0	\$0	\$0	\$0	16005			
EQUIPMENT	RURAL RUSTIC	Total	\$321,988		\$0	\$0	\$0	\$0	\$212,106	\$109,883				
No Plan	0.50 MI E RTE 605 BONBROOK													
0012.00	MILL RD	12/1/2020												
0719	FAYNDALE RD	PE	\$10,000											
105186	0719033789	RW	\$0		\$0	\$0	\$0	\$0	\$0	\$0	58	Resurfacing		
SAAP CONTRACT	RTE 718 FAYNDALE RD RURAL	CCW	\$185,178		\$0	\$0	\$0	\$0	\$0	\$0	16005			
S	RUSTIC	Total	\$195,178		\$0	\$0	\$0	\$0	\$0	\$0				
No Plan	0.02 MI E OF RTE 609													
0013.00	0.47 MI E RTE 609	1/28/2014												
0683	OLD BROOK RD	PE	\$5,000											
105189	0683033790	RW	\$5,000		\$27,313	\$0	\$0	\$0	\$0	\$0	69	Resurfacing		
STATE	RTE 683 OLD BROOK RD RURAL	CCW	\$32,000		\$0	\$0	\$0	\$0	\$0	\$0	16005			
EQUIPMENT	RUSTIC	Total	\$42,000		\$27,313	\$0	\$0	\$0	\$0	\$0				
No Plan	RTE 634 HARMONY SCHOOL RD													
0014.00	DEAD END	4/29/2016												
0885	TIMBERLINE RD	PE	\$120,463											
-14288	0885033781	RW	\$15,000		\$0	\$0	\$0	\$0	\$0	\$137,696	67	Resurfacing		
SAAP CONTRACT	RTE 985 TIMBERLINE RD RURAL	CCW	\$512,054		\$0	\$0	\$0	\$0	\$0	\$0	16005			
No Plan	RUSTIC	Total	\$747,517		\$0	\$0	\$0	\$0	\$0	\$137,696				
0015.00	RTE 778	12/31/2023												
	0.35 MI E OF RTE 761													
	1.7													

Route	PPMS ID	Accomplishment	Road Name	Estimated Cost		Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count	Scope of Work	FHWA #	Comments
				Ad Date	Ad Date		2014-15	2015-16	2016-17	2017-18	2018-19	2019-20					
100087	S	COUNTYWIDE RURAL ADDITIONS VARIOUS LOCATIONS IN COUNTY	FROM TO Length	PE RIW CON Total	\$0 \$0 \$250,000 \$250,000	\$174,225	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	16004	Reconstruction w/o Added Capacity RURAL ADDITIONS - SECTION 23.1-72.1. ROLLOVER OF FUNDS CAN BE FOR FIVE YEARS.
100107	S	COUNTYWIDE TRAFFIC SERVICES VARIOUS LOCATIONS IN COUNTY	FROM TO Length	PE RIW CON Total	\$0 \$0 \$250,000 \$250,000	(\$156,984)	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000	\$30,000	0	16021	Safety TRAFFIC SERVICES INCLUDE NEW SECONDARY SIGNS
100178	S	COUNTYWIDE ENGINEERING & SURVEY VARIOUS LOCATIONS IN COUNTY	FROM TO Length	PE RIW CON Total	\$0 \$0 \$250,000 \$250,000	\$217,412	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	0	16015	Preliminary Engineering MINOR SURVEY & PRELIMINARY ENGINEERING FOR BUDGET ITEMS AND INCIDENTAL TYPE WORK.
100843	S	COUNTYWIDE RIGHT OF WAY ENGR. VARIOUS LOCATIONS IN COUNTY	FROM TO Length	PE RIW CON Total	\$0 \$0 \$250,000 \$250,000	\$225,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	0	16016	Right of Way USE WHEN IMPRACTICAL TO OPEN A PROJECT. ATTORNEY FEES AND ACQUISITION COST.



Funding the Right Transportation Projects

The Facts

January 2015

About HB2

House Bill Two (HB2) is about investing limited tax dollars in the right projects that meet the most critical transportation needs in Virginia. At the heart of the new law is scoring projects based on an objective process that involves public engagement and input. Once projects are scored, the Commonwealth Transportation Board (CTB) will have the best information possible to select the right projects for funding.

It's the law

Governor Terry McAuliffe signed HB2 into law in 2014, which directs the CTB to develop and use a scoring process for project selection by July 2016. Candidate projects will be screened to determine if they qualify to be scored. Projects will be scored based on an objective and fair analysis applied statewide. The law will improve transparency and accountability. The public will know how projects scored and the decisions behind the CTB's project selections.

Projects will be scored according to key factors

The factors are congestion mitigation, economic development, accessibility, safety, environmental quality and land use and transportation coordination (in areas over 200,000 in population). Projects that reduce congestion would rise to the top in traffic-clogged regions like Northern Virginia and Hampton Roads. Projects that stimulate economic growth may be more important for rural and other regions in the state.

Localities are involved in creating the scoring process

The commonwealth is engaging localities, metropolitan planning organizations, transit authorities and other stakeholders in the development of the scoring process. For each of the key factors, multiple measures will be applied. Stakeholders will provide input on weighing the factors and selecting the measures within each highway construction district. By law, congestion mitigation will be the highest weighted factor in the Northern Virginia and Hampton Roads districts. This information will be provided to the CTB who will make the final decision on the scoring process.

Certain projects are required to be scored

This includes projects that will address needs as identified in the commonwealth's long-range transportation strategic plan called VTrans 2040. These projects will improve transportation on Corridors of Statewide Significance, regional multi-modal networks and urban development areas. The CTB must consider highway, transit, rail, road operational improvements and transportation demand projects, such as vanpooling and ridesharing.

Certain funding is required for scoring under HB2

This applies to state and federal funds, and to funding allocations under the optional CTB formula for high priority projects, public-private partnerships, and smart roadway projects. Statewide discretionary federal funds are also required.

Some projects are exempted from scoring

The law excludes safety projects such as rehabilitating aging pavements and bridges. Certain funding sources are exempted, including the Congestion Mitigation and Air Quality, Safety Improvement, Transportation Alternatives, Regional Surface Transportation and Revenue Sharing programs, and secondary/urban formula funds. Scoring will not apply to projects solely funded through the Northern Virginia or Hampton Roads regional revenues. At the discretion of the CTB, projects that are fully funded and have completed environmental review in the Six-Year Improvement Program may be exempt.

Some projects have already been flagged for scoring

In preparation to implement the scoring process, \$416 million has been removed from more than 60 projects in the Six-Year Improvement Program. They will be scored because they meet the criteria as described by law under HB2. The projects are not fully funded and have not completed environmental work. Enough funding has been left on these projects to take them to the next milestone, such as completing environmental work. The rest of the allocated funding has been set aside for projects that will be selected for funding once they have been scored.

The scoring process will be developed in 2015 and implemented in 2016

Following public engagement, the CTB will release the draft scoring process in March 2015 and adopt the final scoring process in June 2015. There will be a call for candidate projects in the early fall of 2015. Projects will be screened and scored through early 2016. Once the projects are scored and public input received, the CTB will select projects for funding to be included in the draft Six-Year Improvement Program, with the final program adopted in June 2016.

Getting involved

Public engagement is critical to the process. The commonwealth is reaching out to localities and regional governments through surveys, meetings and workshops to get their input on the draft scoring process from January to March 2015. Public meetings will be held on the draft scoring process in the spring before the final scoring process is adopted in June 2015. The CTB will consider stakeholder and public input prior to approving and implementing the scoring process to select projects.

Go to VirginiaHB2.org to learn more and tell us what you think



FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p>AGENDA TITLE: Jail Miscellaneous Capital Improvements</p> <p>SUBJECT/PROPOSAL/REQUEST Use of Credited Funds from Regional Jail for Various Local Jail Improvements</p> <p>STRATEGIC PLAN FOCUS AREA: Goal # Action Strategy:</p> <p>STAFF CONTACT(S): Messrs. Huff, Whitlow, Sheriff Overton</p>	<p>AGENDA DATE: March 17, 2015 ITEM NUMBER:</p> <p>ACTION: INFORMATION:</p> <p>CONSENT AGENDA: YES ACTION: INFORMATION:</p> <p>ATTACHMENTS: YES</p> <p>REVIEWED BY: RSH</p>
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BACKGROUND: In the Fiscal Year 2013-2014 ending last June, the Western Virginia Regional Jail finished the year with revenues in excess of budget and expenditures below budget. The carryover of additional funds was a result of extra revenue not anticipated from non-member use of the Regional Jail (i.e. other localities, state, and federal inmates). In addition, revenue from member localities was above budget as a result of the increased inmate population. As with previous years, the majority of the excess funds is being used to offset the principal payment for the debt which in turns reduces the amount of debt payments. This year, an additional amount is being credited back to the various member localities. As such, Franklin County has received a credit of \$168,190. The Sheriff is requesting the Board to allocate 23% or \$38,684 of this credit into the Sheriff Department's local jail operating budget to be utilized to fund some various jail capital improvements.

DISCUSSION: Using the portion of credited funds as noted above, the Sheriff's Office seeks to paint the outside of the Jail and Jail Dormitory, install a new air conditioning unit for the Jail Kitchen, and install video visitation equipment as noted on the attached letter.

RECOMMENDATION: The staff respectfully requests the Board to consider the Sheriff's proposal of allocating \$38,684 of credited funds from the Regional Jail budget line item into the local jail operations budget to be utilized for the miscellaneous improvements as outlined accordingly.

W. Q. "Bill" Overton, Jr.
Sheriff



Tel: (540) 483-6626
Fax: (540) 483-7757

Office of the Sheriff County of Franklin

February 2, 2015

Mr. Richard Huff
County Administrator
1255 Franklin Street, Suite 112
Rocky Mount, Virginia 24151

Dear Rick,

As previously discussed, the Western Virginia Regional Jail Authority realized an Operating Fund excess for the fiscal year ending June 30, 2014. Accordingly, the Authority approved \$700,000 of the excess to be returned to member jurisdictions in the form of a credit against inmate housing bills. The total amount of the credit for the County of Franklin is \$168,190. This was issued back to the county through (2) two credits; (1) one in September and (1) one in October.

I would like to request the Board of Supervisors allocate **23% (\$38,684)** of the total credited funds to the Sheriff's Jail Operating Budget FY 2014-2015 to be utilized to fund the following unfunded projects;

<u>PROJECT DESCRIPTION</u>	<u>Amount</u>
Paint the outside of the Jail and Jail Dormitory (includes paint /labor)	\$ 10,000
New air conditioning unit for the jail kitchen	\$ 8,000
Video Visitation Computers to be utilized by locally housed inmates and family; with the new Sally Port and security procedures <u>all visitation will be done through video</u> ; this equipment will also allow for video visitations to occur from private computers anywhere in the country to an inmate at a cost/per min. FCC is currently studying what those cost should be, and of which, a local charge can be accessed to defray equipment cost. Several localities to include the WVRJ are charging anywhere between .50 to 3.00 per/min. (Video equipment for WVRJ)	\$ 20,000



Franklin County

A Natural Setting for Opportunity

MEMORANDUM

TO: The Franklin County Board of Supervisors

FROM: Margaret S. Torrence, Commissioner of Revenue
Vincent K. Copenhaver, Director of Finance

DATE: February 5, 2015

SUBJECT: Assessment of Public Utilities in Franklin County

At the January 20, 2015 Board of Supervisors meeting, additional information was requested regarding the assessment of utilities in Franklin County and specifically regarding Appalachian Power Company.

The State Corporation Commission Division of Public Service Taxation is responsible for the assessment of all property of public service corporations for local taxation. This includes electric, gas, telecommunications and water companies. (State code section 58.1-2627.1 and 58.1-2628). The assessment ratio is the same for all utilities in the State of Virginia.

The assessment formula is:
 Original Cost Multiplied by State Percent Good Factor Multiplied by Local Sales Ratio = Assessed Value

For APCO assets, that would be original cost as filed in their annual tax report, depreciate those dollars to get the FMV based on statewide assessments of utilities set every four years and then apply the local annual sales ratio to arrive at the assessed value. This method is different from how other property is assessed only by utilizing the annual local sales ratio in the formula each year which takes advantage of increases or decreases in sales ratios to the reassessment values between reassessments. This process is not within local control but dictated by the state.

Please do not hesitate to contact us should you need additional information.



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> COURTHOUSE PARKING LOT ENTRANCE</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Request Board of Supervisors approval to implement one-way entrance.</p> <p><u>STAFF CONTACT(S):</u> Messrs. Huff, Thurman</p>	<p><u>AGENDA DATE:</u> March 17, 2015</p> <p><u>ACTION:</u></p> <p><u>CONSENT AGENDA:</u> Yes</p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> RETT</p> <p><u>ITEM NUMBER:</u></p> <p><u>INFORMATION:</u></p>
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BACKGROUND:

The Franklin County Courthouse/Jail complex is served by a parking lot which contains approximately 255 parking spaces. Currently there are three individual entrances to this lot. There are two entrances/exits on East Court Street and one, three lane exit entrance/exit served from South Main Street just north of Floyd Avenue (adjacent to the Pendleton Building). As stated all three are currently entrances/exits.

DISCUSSION:

The Courthouse Security project is nearing completion. One component of this work was that of creating a fenced area near the front of the Jail (Sallyport). The traffic gate enclosing this area will be controlled at the Franklin County Jail Control Room.

As authorized law enforcement personnel need to access this area (via vehicle), they will pull along side the intercom (call station) and inform the jail control room of their need. The call station has been situated on the east side of the entrance which is nearest Maple Avenue, about one fourth of the way down the incline.

The Sheriff's Department is concerned that these vehicles pulling to that side of the entrance may cause congestion, etc. Thereby the request has been made to make this entrance "one way" leading off East Court Street into the area. Signage will be placed near the Jail retaining wall and at a point leaving the small lot directly behind the Goode Building. No physical barriers will be put into place.

RECOMMENDATION:

Staff respectfully requests the Board of Supervisors approval to make this entrance "one way" which will be that of traveling from East Court Street into the lot. The remaining two lot entrances/exits will remain as is and should serve the area well.

MEMORANDUM
Case # SPEC-1-15-13715



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning & Community Development
Date: March 17, 2015
Tax #s: 52-36.10A
District: Union Hall District
Applicant: Michael Pagans & Sylvia Pagans
Owners: Pagans Living Trust

REQUEST:
Petition of **Michael Pagans & Sylvia Pagans, Trustee, Petitioner and Pagans Living Trust, Owner** requesting a Special Use Permit for "Short Term Tourist Rental of Dwelling" on a +/- 7.882 acre parcel of land, located at 3140 Kemp Ford Road located in the Union Hall District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0520003610A. 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. The subject property has a density of 0.13 dwelling unit per acre; this Petition for 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 February 10, 2015, meeting. By vote of 4-1 (Colby, Ralph absent), the Planning Commission approved the following:
The Planning Commission recommends that the Board of Supervisors deny the request for Special Use Permit for "short-term tourist rental of a dwelling."



BACKGROUND:

The petitioner requests a Special Use Permit for "Short Term Tourist Rental of Dwelling" for the property at 3140 Kemp Ford Road in Union Hall. Presently there is one (1) site-built home on the property. In order to allow any short-term rental of the existing dwelling, defined as rental occupancy for a period of less than thirty (30) days, a Special Use Permit is required to be issued by the Board of Supervisors under Section 25-179.

Source: Franklin County GIS



Aerial View, 3140 Kemp Ford Rd

The aerial view of the parcel shows the rural residential nature of the area, characterized by scattered dwellings among primarily wooded lands. The property is recorded at PB 363 P 402 as Tract 7/Franklin Real Estate and was subdivided in 1981.

The property is served by individual well and septic. Kemp Ford Road [SR 945] is a public road; the property contains nearly eight acres and has approximately 400' of frontage. This indicates that the applicants would have the ability to subdivide the property into additional individual lots in the future, including through the family exemption process, and therefore the possibility of future increased density on this parcel is a practical consideration.

During the Development Review Committee meeting, Staff received no requests for additional information, questions, or concerns with the application from the representatives of the reviewing agencies.

The application was advertised, posted, and notifications sent to all adjacent property owners. As of the date the staff report was finalized, this proposal has generated no inquiries from the public. No negative comments have been received.

THE REQUEST:

The applicants have stated in the submitted documents that they would like to be able to rent the property for less than a minimum of thirty (30) days, and do not wish to be



prevented from making “economically viable use of” the property. Their letter of application states that the house is in a private location, approximately 1,000 feet off the public road and predominantly surrounded by woods. The letter also states the property is not in a planned development or subdivision.

In reviewing the application, staff notes that the nearest residence to the property lies approximately 150’ feet to the north. Within the cove where the residence’s private boat dock is situated, there are no other adjacent properties that contain docks or that provide access to the water. Further, most of the surrounding properties, as well as the property itself, are wooded and give the appearance of a remote, private area.

The property in its current configuration meets all setback and zoning requirements for single family dwellings in the A1 (Agricultural) District. The applicants have not submitted a concept plan, but have included an aerial photograph of the property showing the location of the home, private dock, wooded and open areas, driveway and circular parking area, and extensive shoreline at Smith Mountain Lake. There are no plans for further improvements or changes to the property at this time.

SITE STATISTICS:

Location: Tract 7, Franklin Real Estate, addressed as 3140 Kemp Ford Road, off of Old Franklin Tpke in the Union Hall District on Smith Mountain Lake.

Size: +/- 7.882 acre

Existing Land Use: Residential, Single Family

Adjoining Zoning: A1, Agricultural District

Adjoining Land Uses: Residential, Vacant Wooded

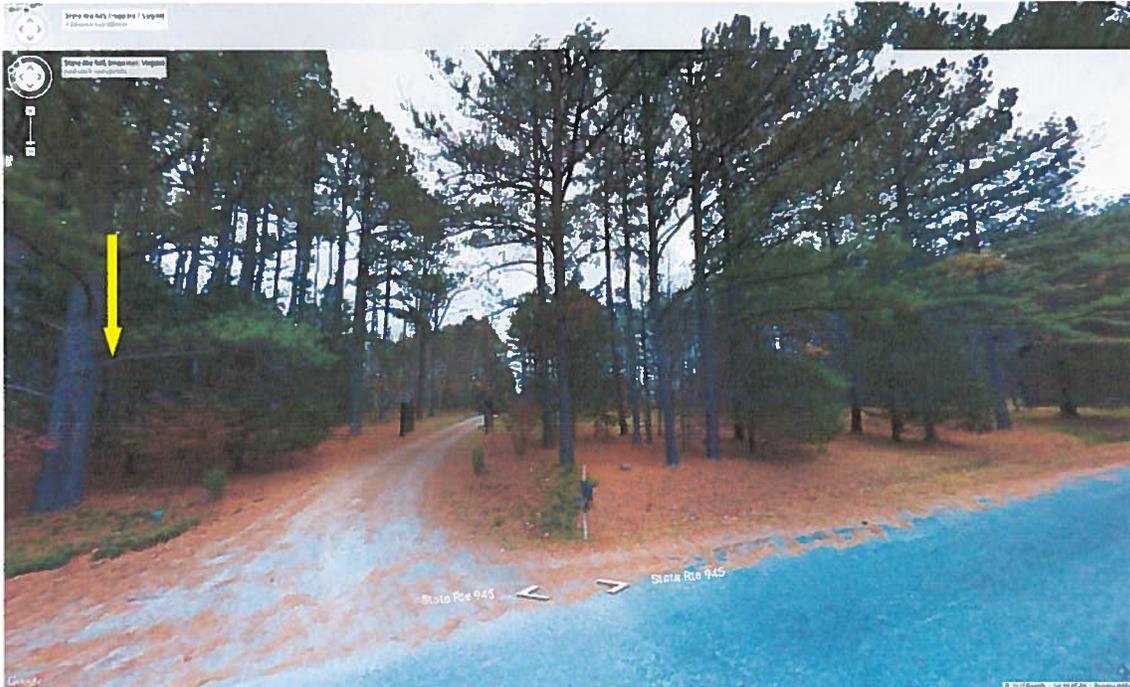
Adj. Future Land Uses: Low Density Residential

Geography: The lot is flat to gently rolling. Soils are non-hydric Clifford fine sandy loam, 4 to 25 percent slope, and are well-drained, somewhat rocky soils. There is an area of Special Flood Hazard along the shoreline of the Lake, along with a small area of possible jurisdictional wetland. Vegetative/ground cover is primarily wooded with mixed hardwoods and evergreens, scattered low-growing shrubs and grasses.





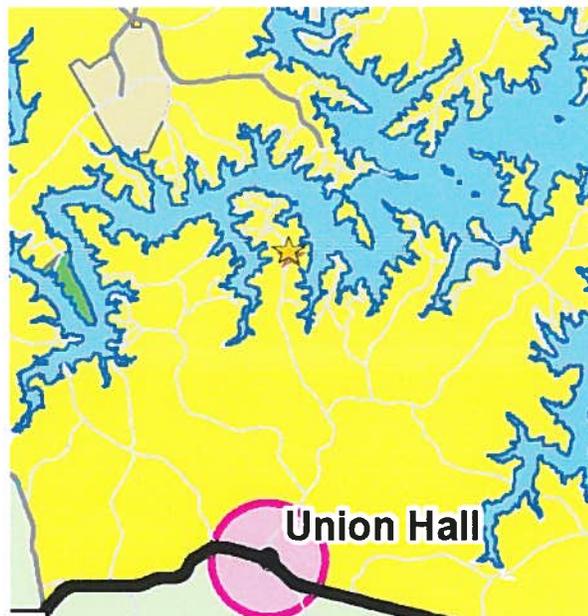
SITE / AREA PHOTOGRAPHS



Private entrance to the property

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 and minimum lot sizes of 20,000 - 30,000 square feet in general proximity to residential support services such as schools, playgrounds, and churches. These areas should either be located in or near existing Towns, Villages, or Rural Neighborhood Centers. It is envisioned that public water and/or sewer will someday serve these areas, meeting all local and state standards and requirements. They should be





served by new public roads built by the developer to State standards and dedicated to the State. Recreational facilities and other amenities should be provided.

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

Policies for Low Density Residential

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

ZONING ORDINANCE:

Special Uses for the A-1 District are set forth in Sec. 25-179. The requested use is referenced as "Short Term Tourist Rental of Dwelling" and is governed under the special regulations in Sec. 25-138, which states:

The following general regulations apply to all short-term tourist rental of residential dwellings:

- (a) The use of the dwelling unit for short-term rentals shall be primarily for residential purposes related to tourism or vacationing.*
- (b) There shall be no change in the outside appearance of the dwelling or premises, or other visible evidence of the conduct of such short-term rentals.*
- (c) There shall be no more than two (2) adults per bedroom occupying the dwelling at any one time. An adult, for the purpose of this regulation, is any person over the age of five (5). The number of bedrooms in dwellings relying*



upon septic tanks and drainfields for sewage disposal shall be determined by reference to health department permits specifying the number of bedrooms for which the supporting system was designed.

- (d) All vehicles of tenants shall be parked in driveways or parking areas designed and built to be parking areas. In the case of multifamily dwellings, all vehicles must be parked in spaces specifically reserved for the dwelling unit being rented.*
- (e) All boats of tenants shall be parked on the lot on which the dwelling is located. In the case of multifamily dwellings boats must be parked in areas specifically reserved for the dwelling unit being rented.*
- (f) Noise generated off the lot or off the premises shall be in no greater volume or pitch than normally expected in a residential neighborhood.*
- (g) A fire extinguisher and smoke detector must be installed in every dwelling.*
- (h) The owner of a dwelling used for short term rental shall give the county written consent to inspect any dwelling used for short-term rental to ascertain compliance with all the above performance standards.*

Sec. 25-638 of the Zoning Ordinance sets forth the County's authority to issue special use permits for certain uses. The ordinance states that, in order to issue a special use permit, the Board of Supervisors must find that *"such use will not be of substantial detriment to adjacent property, that the character of the zoning district will not be changed thereby, and that such use will be in harmony with the purpose and intent of this chapter, with the uses permitted by-right in the zoning district, with additional regulations provided in sections 25-111 through 25-137, supplemental regulations, and amendments, of this chapter, and with the public health, safety, and general welfare."*

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

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

ANALYSIS:

The use of "short-term tourist rental of a dwelling" is allowed in only three of Franklin County's zoning categories:

- as a permitted use in the PCD, Planned Commercial Development district;



- as a permitted use in the RPD, Residential Planned Unit Development district; and
- by Special Use Permit in A-1, Agricultural district.

Staff notes that the use of "short-term tourist rental of a dwelling" is expressly prohibited in all residential zoning categories, including RE, R-1, R-2, RC-1 and RMF. (The purpose statement for each of these zoning categories states that "short-term rental use is specifically excluded from the district.")

In the case of planned-unit developments (PCD, RPD), where short-term rentals are permitted by-right, it is assumed that any potential impacts associated with short-term rentals can be mitigated through careful planning and well-considered site design. PCD and RPD require the submittal of a conceptual plan of development in order to obtain zoning approval. The requirement of a concept plan allows the Planning Commission and Board of Supervisors to understand how all proposed uses will interact, and to judge the relative compatibility of all proposed uses based on the physical layout of the entire project.

In the case of the A-1 zoning category, short-term rentals are allowed only by Special Use Permit, to be considered on a case-by-case basis. Staff believes the Zoning Ordinance anticipates some instances where the use of short-term rental is appropriate in areas zoned A-1, and other instances where the use of short-term rental would not be appropriate in areas zoned A-1. Although the ordinance does not give specific examples, staff believes that short-term rentals are more appropriate in rural areas zoned A-1, where sufficient lot sizes, building separations, and natural buffers exist to shield neighboring properties from any negative impacts associated with short-term rentals. Conversely, staff believes that short-term rentals are less appropriate in residential neighborhood settings zoned A-1, where smaller lots, close building locations, and minimal yard areas exist to shield neighboring properties from any negative impacts associated with short-term rentals.

Although the use of short-term tourist rental can be found in all parts of the County, staff believes that the greatest market demand for short-term rental is likely to be found at Smith Mountain Lake. The Future Land Use Map of Franklin County's Comprehensive Plan designates most of the shoreline of the lake as appropriate for Low Density Residential Uses. Staff believes that the Comprehensive Plan, working in concert with the Zoning Ordinance, seeks to accommodate the demand for short-term rental at Smith Mountain Lake primarily through carefully-designed planned unit developments, which often include a mixture of housing types and sizes. Staff believes that, outside of these planned unit developments, the Comprehensive Plan envisions much of the lake area to develop with low-density residential subdivisions, consisting primarily of single-family detached houses.

Staff believes that areas around the lake that are developed with single-family detached homes, with low residential densities of one to two units per acre (i.e. lot sizes ranging from half an acre to one acre), are generally NOT appropriate for short-term rentals.



Such residential neighborhoods are best zoned R-1, where short-term rentals are prohibited. In cases where such low-density neighborhoods are zoned A-1, staff generally would not recommend the inclusion of short-term rentals through the Special Use Permit process. In other areas at the lake zoned A-1, staff believes that the following factors are important to understand when considering the use of short-term rental:

- the size and dimensions of the parcel under consideration;
- the location of the house on the property, with respect to property lines and required building setbacks;
- the orientation of the house;
- the location of any dock or boathouse, and the proximity of such to any neighboring docks or boathouses;
- the location of neighboring houses with respect to shared property lines;
- the ability to plant new or maintain existing wooded areas or landscape buffers between neighboring properties;
- the presence of any easements, deed restrictions, or restrictive covenants as part of a platted residential subdivision.



PLANNING COMMISSION RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its February 10, 2015, meeting. Mr. Matt Pagans spoke in support of the request, on behalf of the petitioners Michael Pagans and Sylvia Pagans. Seven (7) citizens spoke in opposition to the request.

Planning staff initially recommended approval of the request, with the following recommended conditions:

1. Dwelling specified. *The use of "Short Term Tourist Rental of Dwelling" shall apply only to the existing dwelling located at 3140 Kemp Ford road, and shall not extend to any other dwelling that may be developed on this site in the future.*
2. Subdivision. *The use of "Short Term Tourist Rental of Dwelling" shall not extend to any lot resulting from the subdivision of this parcel, including family division.*
3. Buffering. *The use of "Short Term Tourist Rental of Dwelling" shall require the perpetual maintenance of a wooded buffer along the north property line, measuring not less than fifty feet (50') in depth, as measured perpendicular to the north property line.*

The petitioners objected to the staff-recommended conditions.

By vote of 4-1 (Colby, Ralph absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors deny the request for Special Use Permit for "short-term tourist rental of a dwelling."

The motion to deny was made by Mrs. Mitchell, seconded by Mrs. McGhee. Mrs. Mitchell, Mrs. McGhee, Mr. Doss and Mr. Webb voted in support of the motion to deny. Mr. Law voted against the motion to deny. Mr. Colby and Mrs. Ralph were absent.



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 for a Special Use Permit for "Short-Term Tourist Rental of Dwelling", in accordance with Sec. 25-179 and 25-138 of the Zoning Ordinance, with the 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 recommend 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 Board of Supervisors.

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for a special use permit for "Short Term Tourist Rental of Dwelling" on an approximately +/- 7.882 total acre parcel located at 3140 Kemp Ford Road in the Union Hall District of Franklin County, identified and recorded as Tax Map # 52 Parcel # 36.1A in the Franklin County Real Estate Tax Records.

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the **petitioner, Michael Pagans and Sylvia Pagans** has filed with the Secretary of the Planning Commission a petition requesting a special use permit for "Short Term Tourist Rental of Dwelling".

WHEREAS, the petition was referred to the Planning Commission on February 10, 2015 and to the Board of Supervisors on March 17, 2015, which after due legal notice as required by Section 15.2-2204 and Section 15.2-2205 of the Code of Virginia of 1950, as amended, was held on February 10, 2015; 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, does have a recommendation for the Board of Supervisors.

For the petitioner of Michael Pagans and Sylvia Pagans, Petitioner/Owners; Case # SPEC-1-15-13715

NOW THEREFORE, be it resolved, that the Planning Commission does have a recommendation to the Franklin County Board of Supervisors for the above-referenced parcel(s) of land and the Petitioner/Owner(s), regarding the Special use permit for "Short Term Tourist Rental of Dwelling" .

The above action was a motion to deny by Mrs. Sherrie Mitchell, representative for the Snow Creek District. The motion was seconded by, Mrs. Angie McGhee, representative for the Boone District of Franklin County. The motion was a majority as written above upon the following vote:

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



Franklin County Planning Commission Clerk

02/11/15 Date

From: Jim Hamilton [mailto:Jim@hutchingscpas.com]
Sent: Tuesday, February 03, 2015 11:15 AM
To: Smith, Susannah
Cc: Harris, Robert; Justus Harris
Subject: Special use permit - Pagan property on Kemp ford Road

Letter from Dept of Planning & Community Development
Franklin County, Neil Holthouser, Director
Dated January 7, 2015
Re: Case SPEC-1-15-13715 requesting a Special Use Permit
Applicant - Mike & Sylvia Pagans, Trustee, Petitioner
Tax map/Parcel # 0520003610A

February 3, 2015

Dear Ms. Smith:

My wife and I (via the partnership) received a letter addressed to Grindstone Lane as adjoining property owners to the above listed subject property that is requesting a "Special Use Permit" for the purpose of "Short Term Tourist Rental of Dwelling".

We own the parcel at 272 Grindstone Lane and are partners in the LLC which owns parcel 0520003501 which is directly across Kemp Ford Road from subject property.

We are against granting this "Special Use Permit".

We are against it because of the precedent that it would establish. My understanding from my conversation with Laurie in your office is that if this "Special Use Permit" is granted on this property, it would likely have to be granted to anyone else who applied for the same Permit for their own property. We share a gravel road with another owner and would definitely not want them to have short term rentals. The cost of keeping up the road with many/multiple users would be considerable.

In the current case with the access to the property owned by a single entity (The Pagan Trust), we would consider favoring a temporary "Special Use Permit" that would NOT convey with the property in case of sale/transfer/ gift to anyone including related parties. We would also prefer that the "Special Use Permit apply only to specific months, June, July and August annually and that it be granted on a temporary basis for a limited term (such as two years beginning in June 2015.

This would allow the other residents of the area (specifically the year-round residents) to assess the impact of the "Special Use Permit" on traffic, noise, etc on their daily lives.

Thank you,

Jim Hamilton

James D. Hamilton, CPA
Hutchings and Hutchings, CPAs, PA
3620 Shannon Road Suite 200

From: Harris, Robert [mailto:HarrisR@darden.virginia.edu]
Sent: Monday, February 09, 2015 7:39 AM
To: Smith, Susannah
Cc: Justus Harris; Jim Hamilton
Subject: RE: Special use permit - Pagan property on Kemp ford Road

Dear Ms. Smith,
My wife and I are partners with Jim and his wife in the LLC and own another lot adjacent to the LLC land.
We share the position Jim has articulated and support his recommendation.
Thanks for your consideration.
Best regards,

Bob and Leonne Harris

Robert S, Harris
C. Stewart Sheppard Professor
Darden School of Business
University of Virginia
100 Darden Blvd.
Charlottesville , VA 22906
434-924-4823
Harris@darden.virginia.edu

From: Justus Harris [mailto:jharris70@triad.rr.com]
Sent: Monday, February 09, 2015 10:01 AM
To: Smith, Susannah
Subject: Special use permit - Pagan property on Kemp ford Road

Dear Ms. Smith,

My wife and I are partners with Jim and Betsy Hamilton and Bob and Leonne Harris in the LLC that owns property on Grindstone Lane. I also have an additional lot across the cove that could be impacted. I agree with the concerns raised by Jim in his correspondence to you on February 3 and support his recommendations for the same reasons.

Thank you for giving this your consideration.

Sincerely,

Justus Harris

Justus E. Harris
1331 Thornhill Lane
Winston-Salem, NC 27106
Email: jharris70@triad.rr.com
Phone: 336-830-5646

Hello Clarence & Lori:

I am asking for a few minutes of your time to let you know that I would be opposed to short term rentals in Franklin County.

One reason I enjoy the Franklin County side of the Lake is that short term rentals are not allowed.

The Bedford side of the Lake that allows short term rentals is more crowded and one reason I picked to live on the Franklin County side of the lake was that short term rentals are not allowed.

My understanding is that the Pagans are requesting this change in the law, but are moving off the Lake.

Please preserve the quiet in Franklin County and do not approve the short term rentals.

Thanking you in advance,

Joan Jacobs

160 Rockfish Bay Drive

Union Hall Va 24176

540-576-2774

From: BJ Wheeler <bjlakewhel@yahoo.com>

Date: February 2, 2015 at 2:16:06 PM EST

Subject: Short Term Rentals

Planning Commission, We do not want short term rentals here on Kemp Ford Rd. Union Hall. If you grant this to one person then there sure will be more to follow. Please consider this when voting takes place.....People coming in for this time period have no respect for the homeowners who live year round. They use the Lake as they please with no consideration to others or there property....roads are littered and speed signs mean nothing.

This is not a good idea, six months to a year is a good rule....lets keep it.

Paul R Wheeler
Betty Jane Wheeler
3418 Kemp Ford Rd



(no subject)

Jack <jackstutts@gmail.com>

Tue, Feb 3, 2015 at 8:14 AM

To: "D.R. Quinn" <quinndrq@gmail.com>

Hello Ms Crouch, I own a home at 161 Rockfish Bay Drive in Union Hall. I am contacting you to let you know that we do not favor changes in the ordinances that permit short term (vacation) rentals on the Franklin County portion of the lake. There are already many parts of the lake where this is allowed and it makes for a very different environment/atmosphere. We enjoy peace and relative quiet on our end of the lake and prefer to keep it that way. No one currently owning property under this ordinance is suffering unfairly, because that is the way it has always been. Allowing even single exceptions will change that, and increase pressure for an across the board change.

Thanks for your time.

Jack Stutts

Sent from my iPad



**To: Planning and Community Development Department
Members of the Planning Commission
Mr. James Jefferson**

Date: February 3, 2015

Re: Petitions for Special Use Permits

We would like to make several points in opposition to the requests before the Planning Commission to allow short-term rentals at the Coves and on property located at 3140 Kemp Ford Road as well as any others that may arise.

We purchased our property in Union Hall 14 years ago and are full-time, year-round residents. One of the considerations that influenced our decision to locate in Franklin County rather than Bedford, was that here, we did not have to be concerned about having to deal with the potential for transient, anonymous neighbors who had no stake in the neighborhood or the community.

The simple reality is that when people go on vacation away from their own home and the neighbors they have to see and answer to every day, they often leave many of their inhibitions behind, too. All it takes for those of us who live here full-time, year-round is a few weeks out of the year where you have to deal with the parties, loud music, fireworks into the early morning hours, extra vehicle and boating traffic and trash blowing into your yard and the lake, or overflowing green-boxes from people who will leave at the end of the week, to sour you on the Franklin County living experience.

Before you reach your decision on the requests presented, I'd ask that you consider the following:

First, anyone who purchased their property in Union Hall did so understanding the rules...they would not be able to rent short term. Why should a few individuals be allowed to change the rules for all their neighbors now?

Second, while the ability to rent property short-term may seem to be a great marketing gimmick for a few real estate agents to sell speculators or other people looking to buy property as an investment, having short-term rentals in a neighborhood can actually devalue the properties of permanent residents and render adjacent properties less desirable by denial of the owners' right to quiet enjoyment.

Third, the size of the parcel under consideration for short-term rentals is irrelevant. The concept of "neighbor" and "neighborhood" is broader than simply owners of physically contiguous property and extends to those in the same geographic vicinity. Distance to the nearest neighbors is often significantly

less by water than by land. Noise travels much farther over water than land, impacting neighbors farther away than you may think. Extra vehicle and boating densities occur whether the rental is for a house on 1 acre or 8. In addition, damage to neighbors' docks and shorelines from the wakes of inexperienced or inconsiderate transient boaters, and risks to other boaters or swimmers is not dependent on the size of the parcel being rented.

Fourth, if you approve these requests for short-term rentals, what rationale will you use to deny anyone else in the county that option? In effect, approving these requests would subject the rest of us to the same problems from transients that a handful of absentee owners are willing to inflict on their neighbors.

We feel the potential economic benefit to the county or county businesses if any, from allowing short-term rentals is minimal considering the fact that from our experience, transients usually arrive "self-contained" with most of the provisions they will need for a short-term stay to avoid having to spend time locating local services and shopping.

Is the county prepared to commit increased law enforcement, green-box and other resources and to address issues in the areas impacted by a transient population to deal with problems? How will the county ensure that the number of people actually staying in short-term rentals does not exceed the permitted septic capacity?

There are already concerns expressed in the Union Hall Village Plan BOS Draft dated March 18, 2014 about the ability to maintain the valued rural character and scenic beauty in the face of continued development and increased population and traffic densities.

From Union Hall Village Plan BOS Draft:

Page 1 - Franklin County's Comprehensive Plan seeks to strike a balance between growth, development, and an expanding population on the one hand, and the preservation of farmland, rural character and scenic beauty on the other.

Page 2 - ...too much traffic (and an inadequate road infrastructure) could threaten the health of the commercial village.

The combined traffic shed of Standiford, Kemp Ford, Piney Point and Dillard's Hill roads contains a total of approximately 870 existing dwelling units. Using the VDOT average of ten (10) vehicle trips per day per dwelling unit, these existing homes produce an estimated 8,700 vehicle trips per day. Based on existing road patterns, all vehicle trips in this combined traffic shed must travel Kemp Ford Road to the village epicenter at Rt. 40.

Page 3 - Traffic congestion...can discourage business and erode quality of life for those live in or near the village center.

If the 1500 undeveloped acres at AEP's Penn Hall is developed for public or further private use, all that traffic will also connect to the traffic shed *(and from pg 6 of the BOS Draft: Additional development of currently vacant land in this traffic shed will increase traffic, potentially leading to congestion and loss of rural character.)*

The arguments concerning vehicular traffic, also apply to the potential for increased boating density by people unfamiliar with the lake leading to increased safety issues.

We're asking you to preserve the character of Franklin County neighborhoods and the value of permanent residents property by rejecting the request to allow short-term rentals in Union Hall and recommending that the Board of Supervisors do likewise.

Thank you,

A handwritten signature in cursive script that reads "Dale : Linda Quinn". The signature is written in black ink and is positioned to the right of the typed names.

Dale and Linda Quinn

- > 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, Michael & Sylvia Pagans, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Supervisors for a special use permit on the property as described below:

1. Petitioners Name: Michael & Sylvia Pagans, Trustees

2. Property Owner's Name: Pagans Living Trust

Phone Number: 540-576-2588

Address: 3140 Kemp Ford Road
Union Hall, VA Zip: 24176

3. Exact Directions to Property from Rocky Mount: 40 East to Union Hall, Left on 945 (Kemp Ford Road) for 3.1 miles to home on right, just past old tobacco barn.

4. Tax Map and Parcel Number: 0520003610A

5. Magisterial District: Union Hall

6. Property Information:

A. Size of Property: 7.882 acres

B. Existing Zoning: A-1

C. Existing Land Use: No change in zoning is being requested.

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.

Yes, our property is contiguous with the waters of Smith Mountain Lake.

7. Proposed Special Use Permit Information:

A. Proposed Land Use: Short Term Rental, no change in zoning is being requested.

B. Size of Proposed Use: 7.882 acres

C. Other Details of Proposed Use: Simply do not wish to be prohibited from renting our property for less than a minimum of thirty (30) days or prevented from making economically viable use of our property.

Checklist for completed items:

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

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

Petitioner's Name (Print): Michael and Sylvia Pagans, Trustees

Signature of Petitioner: Michael Pagans, Trustee Sylvia Pagans, Trustee

Date: 01/05/2015

Mailing Address: 3140 Kemp Ford Road
Union Hall, VA 24176

Telephone: 540-576-2588

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

Owner's Name (Print): _____

Signature of Owner: _____

Date: _____

Date Received by Planning Staff: _____

Time: _____

Clerk's Initials: _____

CHECK #: _____

RECPT. #: _____

AMOUNT: _____

ADJACENT PROPERTY OWNERS

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

NAME: Grindstone Lane LLC ADDRESS: PO Box 156

TAX MAP NUMBER: 0520003501 Union Hall, VA 24176

NAME: Staley F. Hester, Jr. ADDRESS: 912 Douglas Court

TAX MAP NUMBER: 0520003610 Salem, Va. 24153

NAME: Duro Incorporated ADDRESS: 20102 Gleedsville Road

TAX MAP NUMBER: 0520300100 Leesburg, Va. 20175

NAME: _____ ADDRESS: _____

TAX MAP NUMBER: _____

NAME: _____ ADDRESS: _____

Michael & Sylvia Pagans

3140 Kemp Ford Rd
Union Hall, VA 24176
SMLrealtors@gmail.com

Parcel ID: 0520003610A

January 05, 2015

Development Service/Planning & Community Development
1255 Franklin St., Suite 103
Rocky Mount, Virginia 24151

Re: Short Term Rental Special Use Permit Application

We respectfully request a special use permit for the above listed property. As the owners, we do not wish to be prohibited from renting our property for less than a minimum of thirty (30) days or prevented from making economically viable use of our property.

Our property is 7.882 acres in size (SEE EXHIBIT A) and is contiguous to the waters of Smith Mountain Lake with approximately 1,200 feet of lakefront. Our location is private, the surrounding area is rural, most of the adjoining properties are large wooded parcels, and the primary dwelling is built over 1,000 feet off the road. It is not within a subdivision or a planned unit development.

Due to our property's size, location, and distance relative to other homes and boat docks; there should be little or no negative effect on the surrounding area. Smith Mountain Lake is a tourist destination and community attraction, it should not be uncommon for people to spend time and money here. In fact, there is a campground near the adjacent side not too far away from our property.

We are life-long residents of Union Hall and Franklin County. We love our home and desire to remain here as long as we live, but the economic downturn and recession has negatively impacted our business since around 2007, which has made this difficult. Additional income will allow us to maintain our property and investment.

Thank you for your time and attention to this matter,

Michael Pagans, Trustee
Sylvia Pagans, Trustee

Michael & Sylvia Pagans, Trustees

3/12/2013 12:29 pm

© 2013 Google

EXHIBIT A

Imagery Date: 4/5/2011 37°02'16.24" N 79°41'05.89" W elev 798 ft eye alt 1927 ft

MEMORANDUM
Case # SPEC-1-15-13717



To: Franklin County Board of Supervisors
From: Neil Holthouser, Director of Planning & Community Development
Date: March 17, 2015
Tax #s: 13.6-17
District: Gills Creek District
Applicant: Stephen E. Brooks and Patricia A. Brooks
Owners: Stephen E. Brooks and Patricia A. Brooks

REQUEST:

Petition of **Stephen E. Brooks and Patricia A. Brooks, Petitioner/Owner** requesting a Special Use Permit for "Short Term Tourist Rental of Dwelling" on a +/- 1.011 acre parcel of land, located at 410 Sourwood Drive in the Gills Creek District of Franklin County, and further identified by Franklin County Real Estate records as Tax Map/Parcel # 0130601700. 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. The subject property has a density of 1 dwelling unit per acre; this Petition for 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 February 10, 2015, meeting. By vote of 5-0 (Colby, Ralph absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors deny the request for Special Use Permit for "short-term tourist rental of a dwelling."

**BACKGROUND:**

The petitioner requests a Special Use Permit for "Short Term Tourist Rental of Dwelling" for the property at 410 Sourwood Drive in Gills Creek. Presently there is one (1) site-built home on the property. In order to allow any short-term rental of the existing dwelling, defined as rental occupancy for a period of less than thirty (30) days, a Special Use Permit is required to be issued by the Board of Supervisors under Section 25-179.

Source: Franklin County GIS



Aerial View, 410 Sourwood Drive and surroundings

The aerial view of the parcel shows the residential nature of the area, characterized by subdivision lots spaced in ordered rows, with many private docks along the coves. The property is recorded at PB 562 P 544 as Lot 17, Shoreside, and was subdivided in April 1995.

The property is served by individual well and septic. Sourwood Drive [SR 1215] is a public road; the property contains a little over one (1) acre and has approximately 100' of road frontage. This indicates that the applicants would not have the ability to subdivide the property into additional individual lots in the future, including through the family division process, and therefore the possibility of future increased density on this parcel is not a practical consideration.

During the Development Review Committee meeting, several concerns with the application were expressed from the representatives of the reviewing agencies, including the adequacy of the neighborhood to absorb traffic and increased tourist-type activities, even if these were only temporary.

The application was advertised, posted, and notifications sent to all adjacent property owners. As of the date the staff report was finalized, this proposal has generated several telephone inquiries from the public.



THE REQUEST:

The applicants have stated in the submitted documents that they would like to be able to “offer the home as an exclusive location for vacation or special events on occasional basis, including short-term rental”.

In reviewing the application, staff notes that the nearest residence to the property lies within the minimum setback requirements directly to the east of this lot. Within the cove where the residence’s private boat dock is situated, there are several other adjacent properties that contain docks or that provide access to the water within close proximity to the applicant’s dock area.

The property in its current configuration meets all setback and zoning requirements for single family dwellings in the A1 (Agricultural) District. The applicants have submitted a concept plan, showing the location of the home, private dock, driveway and parking area, and have indicated some areas where existing landscaping provides some visual screening to adjacent properties. There are no plans for further improvements or changes to the property at this time.

SITE STATISTICS:

- Location:* Lot 17, Shore Side, addressed as 410 Sourwood Drive, off of Idlewood Road in the Gills Creek District on Smith Mountain Lake.
- Size:* +/- 1.011 acre
- Existing Land Use:* Residential, Single Family
- Adjoining Zoning:* A1, Agricultural District
- Adjoining Land Uses:* Residential, Single Family
- Adj. Future Land Uses:* Low Density Residential
- Geography:* The lot is sloped to gently rolling. Soils are non-hydric Clifford-Hickoryknob complex, 25 to 45 percent slope, and are well-drained, somewhat rocky soils. There is an area of Special Flood Hazard along the shoreline of the Lake. Vegetative/ground cover is primarily open with scattered low-growing shrubs and grasses.



SITE / AREA PHOTOGRAPHS



Sourwood Drive – home visible just over crest of hill

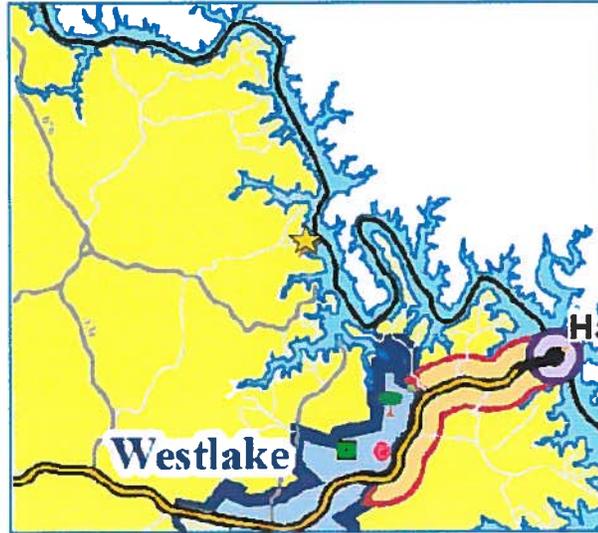


Aerial view showing proximity to neighboring properties



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



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

Policies for Low Density Residential

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



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

ZONING ORDINANCE:

Special Uses for the A-1 District are set forth in Sec. 25-179. The requested use is referenced as "Short Term Tourist Rental of Dwelling" and is governed under the special regulations in Sec. 25-138, which states:

The following general regulations apply to all short-term tourist rental of residential dwellings:

- (a) *The use of the dwelling unit for short-term rentals shall be primarily for residential purposes related to tourism or vacationing.*
- (b) *There shall be no change in the outside appearance of the dwelling or premises, or other visible evidence of the conduct of such short-term rentals.*
- (c) *There shall be no more than two (2) adults per bedroom occupying the dwelling at any one time. An adult, for the purpose of this regulation, is any person over the age of five (5). The number of bedrooms in dwellings relying upon septic tanks and drainfields for sewage disposal shall be determined by reference to health department permits specifying the number of bedrooms for which the supporting system was designed.*
- (d) *All vehicles of tenants shall be parked in driveways or parking areas designed and built to be parking areas. In the case of multifamily dwellings, all vehicles must be parked in spaces specifically reserved for the dwelling unit being rented.*
- (e) *All boats of tenants shall be parked on the lot on which the dwelling is located. In the case of multifamily dwellings boats must be parked in areas specifically reserved for the dwelling unit being rented.*
- (f) *Noise generated off the lot or off the premises shall be in no greater volume or pitch than normally expected in a residential neighborhood.*
- (g) *A fire extinguisher and smoke detector must be installed in every dwelling.*
- (h) *The owner of a dwelling used for short term rental shall give the county written consent to inspect any dwelling used for short-term rental to ascertain compliance with all the above performance standards.*

Sec. 25-638 of the Zoning Ordinance sets forth the County's authority to issue special use permits for certain uses. The ordinance states that, in order to issue a special use permit, the Board of Supervisors must find that "*such use will not be of substantial detriment to adjacent property, that the character of the zoning district will not be changed thereby, and that such use will be in harmony with the purpose and intent of this chapter, with the uses permitted by-right in the zoning district, with additional regulations provided in sections 25-111 through 25-137, supplemental regulations, and amendments, of this chapter, and with the public health, safety, and general welfare.*"



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

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

ANALYSIS:

The use of "short-term tourist rental of a dwelling" is allowed in only three of Franklin County's zoning categories:

- as a permitted use in the PCD, Planned Commercial Development district;
- as a permitted use in the RPD, Residential Planned Unit Development district; and
- by Special Use Permit in A-1, Agricultural district.

Staff notes that the use of "short-term tourist rental of a dwelling" is expressly prohibited in all residential zoning categories, including RE, R-1, R-2, RC-1 and RMF. (The purpose statement for each of these zoning categories states that "short-term rental use is specifically excluded from the district.")

In the case of planned-unit developments (PCD, RPD), where short-term rentals are permitted by-right, it is assumed that any potential impacts associated with short-term rentals can be mitigated through careful planning and well-considered site design. PCD and RPD require the submittal of a conceptual plan of development in order to obtain zoning approval. The requirement of a concept plan allows the Planning Commission and Board of Supervisors to understand how all proposed uses will interact, and to judge the relative compatibility of all proposed uses based on the physical layout of the entire project.

In the case of the A-1 zoning category, short-term rentals are allowed only by Special Use Permit, to be considered on a case-by-case basis. Staff believes the Zoning Ordinance anticipates some instances where the use of short-term rental is appropriate in areas zoned A-1, and other instances where the use of short-term rental would not be appropriate in areas zoned A-1. Although the ordinance does not give specific examples, staff believes that short-term rentals are more appropriate in rural areas zoned A-1, where sufficient lot sizes, building separations, and natural buffers exist to shield neighboring properties from any negative impacts associated with short-term rentals. Conversely,



staff believes that short-term rentals are less appropriate in residential neighborhood settings zoned A-1, where smaller lots, close building locations, and minimal yard areas exist to shield neighboring properties from any negative impacts associated with short-term rentals.

Although the use of short-term tourist rental can be found in all parts of the County, staff believes that the greatest market demand for short-term rental is likely to be found at Smith Mountain Lake. The Future Land Use Map of Franklin County's Comprehensive Plan designates most of the shoreline of the lake as appropriate for Low Density Residential Uses. Staff believes that the Comprehensive Plan, working in concert with the Zoning Ordinance, seeks to accommodate the demand for short-term rental at Smith Mountain Lake primarily through carefully-designed planned unit developments, which often include a mixture of housing types and sizes. Staff believes that, outside of these planned unit developments, the Comprehensive Plan envisions much of the lake area to develop with low-density residential subdivisions, consisting primarily of single-family detached houses.

Staff believes that areas around the lake that are developed with single-family detached homes, with low residential densities of one to two units per acre (i.e. lot sizes ranging from half an acre to one acre), are generally NOT appropriate for short-term rentals. Such residential neighborhoods are best zoned R-1, where short-term rentals are prohibited. In cases where such low-density neighborhoods are zoned A-1, staff generally would not recommend the inclusion of short-term rentals through the Special Use Permit process.

The subject property, identified as 410 Sourwood Drive, is located in the Shoreside subdivision at Smith Mountain Lake. Shoreside, which was originally platted in 1995, includes both on-lake and off-lake lots. While lot sizes vary, most of the on-lake lots are about one acre in area. Most on-lake lots are narrow and deep. The subject lot is approximately 100 feet wide and contains 1.011 acres, for an effective residential density of one unit per acre.

The subject house is located very close to the lot's side property lines. The lot located immediately west of the subject property is undeveloped. The lot located immediately to the east of the subject property contains a single-family detached house, which also sits close to its side property lines. Staff estimates the distance between these two houses at about 25 feet.

Staff believes that the Shoreside subdivision, in general, is not an appropriate location for short-term rentals. Staff believes that the neighborhood, though zoned A-1, "behaves" more like other neighborhoods zoned R-1, where short-term rentals would be prohibited. Staff believes that lots in this subdivision are generally too small, with houses spaced too closely together, to effectively mitigate the potential negative impacts of short-term tourist rentals. Staff believes that the subject lot, in particular, is too small, with its house situated too close to the neighboring property, to accommodate the use of short-term



rental. Staff believes that the subject property is too narrow, with insufficient yard area, to establish any meaningful landscape buffer to shield neighboring properties against any potential negative impacts.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission held a public hearing in consideration of this request at its February 10, 2015, meeting. Mr. Stephen Brooks, owner/petitioner, spoke in support of the request. Five (5) citizens spoke in opposition to the request.

By vote of 5-0 (Colby, Ralph absent), the Planning Commission approved the following:

The Planning Commission recommends that the Board of Supervisors deny the request for Special Use Permit for "short-term tourist rental of a dwelling."

The motion to deny was made by Mrs. Mitchell, seconded by Mrs. McGhee. Mrs. Mitchell, Mrs. McGhee, Mr. Doss, Mr. Law, and Mr. Webb voted in favor of the motion to deny. Mr. Colby and Mrs. Ralph were absent.



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 for a Special Use Permit for "Short-Term Tourist Rental of Dwelling", in accordance with Sec. 25-179 and 25-138 of the Zoning Ordinance.

OR

(APPROVE with Conditions) 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 "Short-Term Tourist Rental of Dwelling", in accordance with Sec. 25-179 and 25-138 of the Zoning Ordinance with the following conditions: (state).

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 recommend 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 Board of Supervisors.

STATE OF VIRGINIA:

BEFORE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY:

RECOMMENDATION:

A request for a special use permit for "Short Term Tourist Rental of Dwelling" on an approximately +/- 1.011 total acre parcel located at 410 Sourwood Drive in the Gills Creek District of Franklin County, identified and recorded as Tax Map # 13.6, Parcel # 17 in the Franklin County Real Estate Tax Records.

TO THE HONORABLE SUPERVISORS OF FRANKLIN COUNTY:

WHEREAS, the **petitioner, Stephen E. Brooks and Patricia A. Brooks** has filed with the Secretary of the Planning Commission a petition requesting a special use permit for "Short Term Tourist Rental of Dwelling".

WHEREAS, the petition was referred to the Planning Commission on February 10, 2015 and to the Board of Supervisors on March 17, 2015, which after due legal notice as required by Section 15.2-2204 and Section 15.2-2205 of the Code of Virginia of 1950, as amended, was held on February 10, 2015; 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, does have a recommendation for the Board of Supervisors.

For the petitioner of Stephen E. Brooks and Patricia A. Brooks, Petitioner/Owners; Case # SPEC-1-15-13717

NOW THEREFORE, be it resolved, that the Planning Commission does have a recommendation to the Franklin County Board of Supervisors for the above-referenced parcel(s) of land and the Petitioner/Owner(s), regarding the Special use permit for "Short Term Tourist Rental of Dwelling".

The above action was a motion to deny by Mrs. Sherrie Mitchell, representative for the Snow Creek District. The motion was seconded by, Mrs. Angie McGhee, representative for the Boone District of Franklin County. The motion was a majority as written above upon the following vote:

AYES: McGhee, Doss, Law, Mitchell, Webb

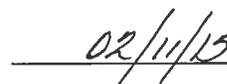
NAYES:

ABSTAIN:

ABSENT: Ralph, Colby



Franklin County Planning Commission Clerk



Date

Susannah B. Smith
Senior Planner/ Planning Development Manager
Franklin County
1255 Franklin St, Suite 103
Rocky Mount, VA 24151

February 8, 2015

Re: Brooks family request for A1 Special Use Permit – 410 Sourwood Drive

Dear Susannah,

As President of the Idlewood Shores HOA and on behalf of its members, I strongly object to granting approval to the Brooks family application for a Special Use Permit at 410 Sourwood Drive, Hardy to provide short-term rental of their home for periods of thirty (30) days or less.

Idlewood Shores abuts Sourwood Drive and is zoned A1, as is the Brooks property. Both areas more closely resemble R1 in character and use. Idlewood Shores has 68 residential lots with 49 homes, predominately waterfront. We estimate about 50% are occupied full time, the remaining second homes.

Our primary concerns are

- Approval would set a far-reaching precedent for the impact of short term rentals for anyone in an A1 district. What criteria would be used to differentiate one application from another?
- Property values would fall as approval of the permit became more widely known. Many buy in Franklin County to avoid the short term rental issues. Besides worrying about AEP and FERC we now would have to worry about neighbors renting to strangers for short periods of time.
- Safety could be an issue. With the owners absent, who monitors compliance with ordinances and regulations and takes action if necessary?

I understand and can sympathize with the motive of the Brooks family to submit the application, and there are many others in the same situation. However, the implications of approval go far beyond this individual case.

I strongly urge the Planning Board to recommend disapproval to the Board of Supervisors.

Sincerely,

John Layton
225 Hardwood Ct, Hardy, VA 24101
540-721-3389
President, Idlewood Shores Homeowners Association

Planning Commission 2/10/15
Tue 2/10/2015 2:40 PM

Unfortunately, I am unable to attend the planning meeting tonight, so I am writing this email to express my concern as to the Special Use Permit for a home on Sourwood Drive. I live on Shore Side Dr and my concern is that this may open many more requests for short term rentals in the area. I struggle with the fact that the developer did not change the status to residential when this development was developed. It is obviously a residential area and if it was listed as that, then even a special use permit would not allow short term rentals. It just seems that once one special use permit is approved, then others can follow saying it has already been approved for someone else. I am sure there are good intentions from the people applying for the Special Use Permit, however this is a residential area and many people move to Franklin County because they do not want to have short term rentals next to their home.

Thank you for your consideration.

William Ohlerich
[wohlerich@gmail.com]

January 2, 2015

Susannah B. Smith
Senior Planner/Planning Development Manager
Franklin County
1255 Franklin Street, Suite 103
Rocky Mount, VA 24151

RE: Letter of Application

Dear Susannah:

This is our Letter of Application for Special Use of our Smith Mountain Lake waterfront home located at 410 Sourwood Drive. Our objective is to secure approval of the Short Term Rental Certificate of Compliance being submitted (package enclosed). This would authorize our ability to offer the home as an exclusive, higher end location for a vacation or special event at the lake. We will continue to use our home for personal gathering and recreation throughout the seasons, mixed with the prospect of occasional short term rental.

We expect the effect of the changes in the surrounding area to be negligible. The home is large for spreading out with significant privacy. The likely frequency of rental guest activity will be consistent with or less than what has been typical of our personal/guest activity on the property in prior seasons. Further, our primary residence (Forest, VA) is within an hour's drive of 410 Sourwood and we will continue to maintain the home and grounds weekly – in fact, we have largely succeeded in keeping the property essentially “home tour ready” since the house was on the 2007 Smith Mountain Lake Charity Home Tour.

Our reasons for requesting this proposed use of the property include our reduced use of the property (three of our children are now young adults, but with one just starting high school we are several years from considering residing at the lake year round) and the substantial expense of holding and maintaining the property. The property has a tax assessment hundreds of thousands below the current mortgage amount eliminating the prospects of either re-sale or refinancing. The potential for a week or so of rental income here and there could have a meaningful impact on our ability to hold onto it.

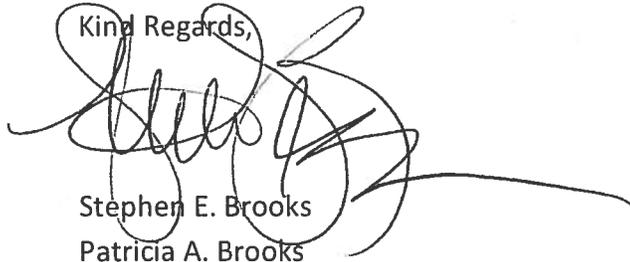
The home has not been rented previously and there is no current listing. We are completing this process in anticipation of those preparations.

Susannah B. Smith
Senior Planner/Planning Development Manager
Page 2

Thank you in advance for your support and consideration. Please reach out to us with questions and requests. Contact information follows in the signature.

Best Wishes for a Happy New Year.

Kind Regards,

A handwritten signature in black ink, appearing to read 'Stephen E. Brooks', with a long horizontal flourish extending to the right.

Stephen E. Brooks
Patricia A. Brooks
1053 Peyton Ridge Court
Forest, VA 24551
Sebco06@msn.com
434-546-3998

Encl: Short Term Rental Certificate of Compliance
Concept Plan
Franklin County Petition/Application for Special Use Permit
Adjacent Property Owners (list)
Proposed Listing (Example Only)
Copy of Letter Sent to Sourwood Drive Neighborhood
Application Fee



SHORT TERM RENTAL CERTIFICATE OF COMPLIANCE

Please provide the following information

I/We, STEPHEN E. & PATRICIA A. BROOKS, as
Owners of the below described property, hereby apply to the Department of Planning and Community Development, County
of Franklin, to offer our property for rent on a Short-Term basis (less than thirty (30) days) as herein described:

NEW APPLICATION Y / N (if yes, is the dwelling currently being rented Y / N

APPLICANT'S NAME(S): ABOVE
(list real estate company, agency, property manager, etc...if applicable)

PROPERTY OWNER'S NAME: ABOVE
(if different from applicant)

MAILING ADDRESS: 410 SORWOOD DRIVE
HARDY, VA ZIP: 24101
(PERMANENT RESIDENCE MAILING: 1053 PEYTON RIDGE COURT FOREST, VA 24551)

PHYSICAL / 911 ADDRESS OF RENTAL
(if different from mailing address) SAME

DESCRIPTION / NAME OF PROPERTY: SAME 0130601700 SHORESIDE LOT 17
(as described in listing - Example: THE WATER HOUSE OR LISTING MAP #) *FOR EXAMPLE ONLY "TUSCAN SERENITY"*

IF WATERFRONT, MARKER / BUOY NUMBERS (described in listing, if any) R37A

TELEPHONE #: (HOME) _____ (WORK) _____

CELL PHONE # (if applicable): 434 546 3998 EMAIL: Sebco06@msn.com

TAX MAP / PARCEL #: 0130601700 ZONING: A1

SUBDIVISION & LOT #: 17 SIZE OF PROPERTY 1.011 (acres)

TYPE OF DWELLING: Single-Family Multi-family Two-Family or Duplex Manufactured Home

NUMBER OF: #BEDROOMS 4 #BATHROOMS 4 #KITCHENS 1 #FIREPLACES 2
(in dwelling / from listing) #BOATDOCKS, PIERS, ETC. 1

FINISHED BASEMENT: Y / N

COPY OF LISTING (must be included with submission of certificate) * Y / ___ N * The home is not listed but a proposed example is attached.

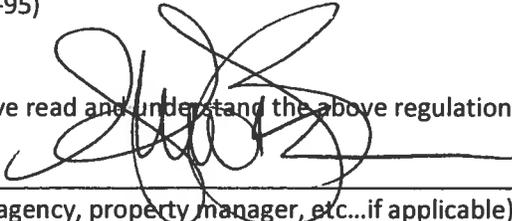
DIRECTIONS TO PROPERTY FROM ROCKY MOUNT: RT. 122 N, Left on HARDY Rd (VA 636), Right on MIDDLE Valley Road (to end), Right on NORTH RIDGE, Left on OAKWOOD Drive, Right on SORWOOD Drive - house on Right (410)

Section 25-138 (short-term tourist rentals) states the following general regulations apply to all short-term tourist rentals of residential dwellings:

- a) The use of the dwelling unit for short-term rentals shall be primarily for residential purposes related to tourism or vacationing.
- b) There shall be no change in the outside appearance of the dwelling or premises, or other visible evidence of the conduct of such short-term rentals.
- c) There shall be no more than two (2) adults per bedroom occupying the dwelling at any one time. An adult, for the purpose of this regulation, is any person over the age of five (5). The number of bedrooms in dwellings relying upon septic tanks and drainfields for sewage disposal shall be determined by reference to health department permits specifying the number of bedrooms for which the supporting system was designed.
- d) All vehicles of tenants shall be parked in driveways or parking areas designed and built to be parking areas. In the case of multi-family dwellings, all vehicles must be parked in spaces specifically reserved for the dwelling unit being rented.
- e) All boats of tenants shall be parked on the lot on which the dwelling is located. In the case of multi-family dwellings boats must be parked in areas specifically reserved for the dwelling unit being rented.
- f) Noise generated off the lot or off the premises shall be in no greater volume or pitch than normally expected in a residential neighborhood.
- g) A fire extinguisher and smoke detector must be installed in every dwelling.
- h) The owner of a dwelling used for short-term rental shall give the county written consent to inspect any dwelling used for short-term rental to ascertain compliance with all the above performance standards. Please note, inspections may be performed in accordance with certification.

(Res. No. 38-11-95, 11-21-95)

I, We certify that I/We have read and understand the above regulations for short-term rentals.

APPLICANT'S NAMES(S): 
(list real estate company, agency, property manager, etc...if applicable)

PROPERTY OWNERS NAME: _____
(if different from applicant)

To be completed by the Planning & Zoning Department:

Septic Permit # _____ Number of Bedrooms _____

Dwelling Inspection by: _____ Date: _____

Having made application for a Certificate of Compliance to offer Short-Term Rentals on Tax Map & Parcel # _____
is the above-referenced property compliant with the above performance standards as required under Section 25-138 of the
Franklin County Zoning Ordinance? ___Y/ ___ N

___ Approved / ___ Denied by: _____ Date: _____

Notification sent to:

___ Commissioner of Revenue Date: _____

___ Director of Public Safety Date: _____

___ Director of Virginia Department of Health Date: _____

January 2, 2015

Susannah B. Smith
Senior Planner/Planning Development Manager
Franklin County
1255 Franklin Street, Suite 103
Rocky Mount, VA 24151

RE: Concept Plan

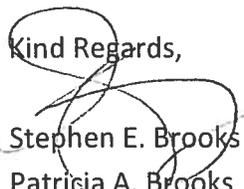
This represents the Concept Plan associated with our Application for Special Use of our Smith Mountain Lake waterfront home located at 410 Sourwood Drive. It is associated with the Short Term Rental Certificate of Compliance submitted.

The concept for our proposed use of the property is to allow guests to use (rent) the home for vacations, special events on occasion throughout the year. We expect to use the house for typical gathering and recreation at other times. Generally, the time the home is occupied from both activities should be consistent with our personal use in prior seasons.

Our initial plan will be to handle rental activity directly, leveraging a tool like VRBO. We have owned single family rental properties for nearly 25 years and have familiarity with lease agreements, tenant considerations, etc. An example or mock-up of a prospective listing for the home is also provided.

No changes to the site or surrounding area are planned or expected. We personally maintain the house, decking, landscaping and grounds – having kept the property essentially in “home tour ready” condition since the house was on the 2007 Smith Mountain Lake Charity Home Tour. As our primary residence is an hour’s drive away (Forest, VA) we will continue to complete this maintenance and be nearby should assistance be required by short term guests.

Kind Regards,


Stephen E. Brooks

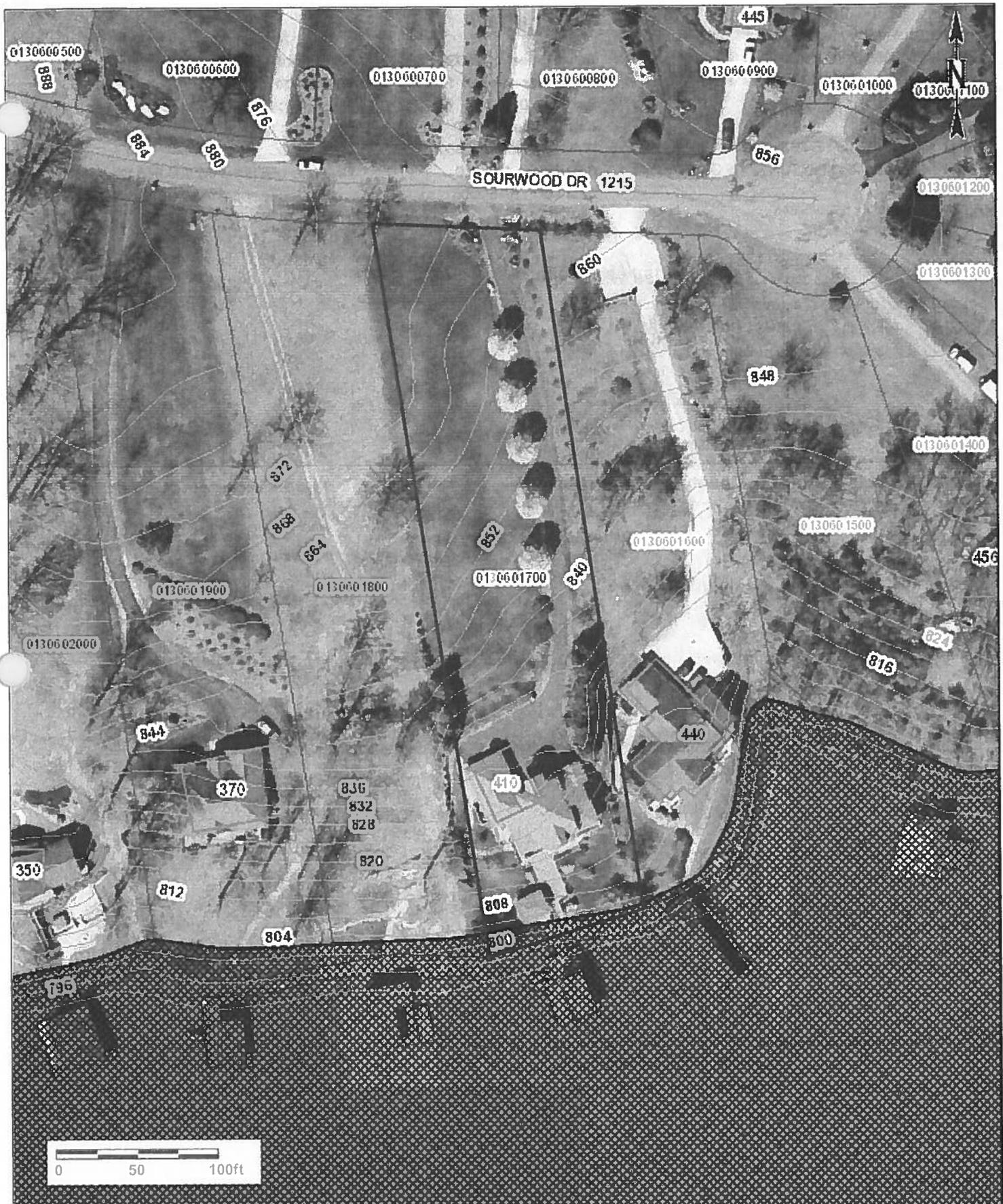
Patricia A. Brooks

1053 Peyton Ridge Court

Forest, VA 24551

Sebco06@msn.com

434-546-3998

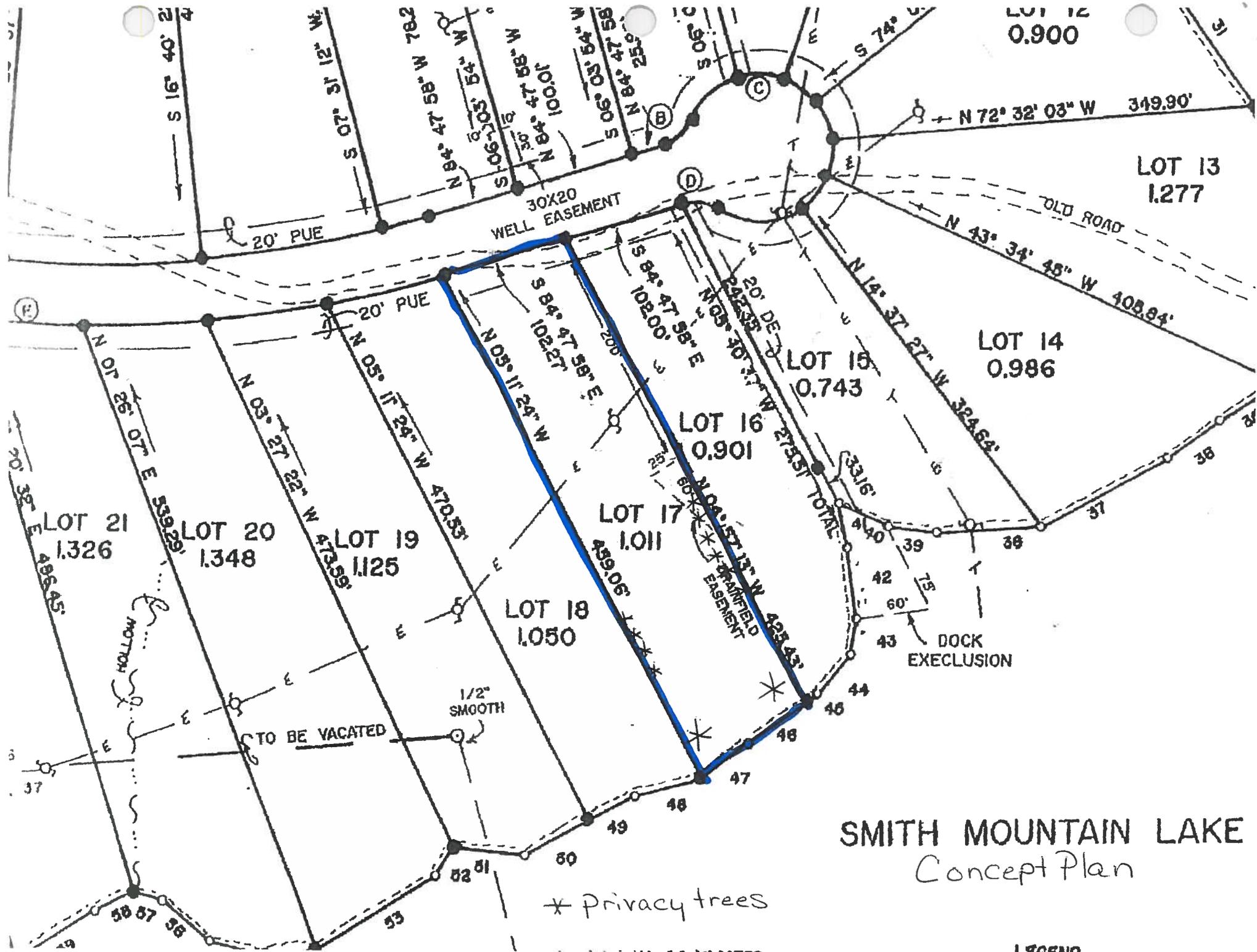


Franklin County, VA

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

410 Sourwood Dr, Hardy

Concept Plan



LOT 12
0.900

LOT 13
1.277

LOT 14
0.986

LOT 15
0.743

LOT 16
0.901

LOT 17
1.011

LOT 18
1.050

LOT 19
1.125

LOT 20
1.348

LOT 21
1.326

SMITH MOUNTAIN LAKE
Concept Plan

* Privacy trees

**FRANKLIN COUNTY
REQUIREMENTS FOR SPECIAL USE PERMIT APPLICATIONS/PETITIONS**

Consultation with planning staff is strongly recommended prior to filing of a special use permit request to review the request, identify specific information that may need to be submitted, and discuss procedures. In addition to discussing the proposal with planning staff, it is recommended that the applicant contact neighboring property owners to review the request.

Filing Deadline: Applications must be received by 4:30 P.M. on the deadline date listed on the schedule at the back of this packet in order to be processed and considered for public hearing. Applications must contain specific information, as detailed below and all fees paid by 4:30 P.M. on the advertised deadline date.

Incomplete applications will not be accepted nor advertised.

APPLICANT MUST SUBMIT A COMPLETE APPLICATION CONSISTING OF ONE (1) ORIGINAL, AND 35 COPIES OF APPLICATION, LETTER OF APPLICATION, CONCEPT PLAN, AND ANY OTHER PERTINENT INFORMATION NEEDING TO GO BEFORE THE BOARDS.

Application Requirements:

1. Completed application form, typed or printed in ink and signed by applicant, including property owner's consent and signature.
2. Letter of application stating in general terms:
 - (a) the proposed use of the property,
 - (b) the effect of the changes on the surrounding area,
 - (c) the reason for the request
3. Concept Plan for property showing existing site features and any proposed development additions or improvements. See attached information for recommended contents of concept plans for residential, business and industrial district requests.
4. List of names, addresses, and tax map and parcel numbers of property owners who abut the property or are directly across a public right-of-way. (Refer to county tax records in the Land Use office.)

Payment of Fees:

Planned Developments	\$300.00 + \$5.00 per acre
Residential/Agricultural	\$250.00 + \$5.00 per acre
Commercial & Industrial	\$250.00 + \$5.00 per acre

Posting of the Subject Property prior to Public Hearings:

The applicant is responsible for posting a "Notice of Public Hearing" on the subject property prior to the scheduled public hearings before the Planning Commission and the Board of Supervisors. The Department of Planning and Community Development will provide the applicant with the notice for posting.

The notice shall be posted at least fourteen (14) days prior to the scheduled Planning Commission and the Board of Supervisors public hearings. The posted sign shall be erected within ten (10) feet of the whatever boundary line of such land abuts a public road and shall be placed to be clearly visible from the road with the bottom of the sign not less than 2.5 feet above the ground. If more than one road abuts the property, then a sign shall be erected on each road. If no public road abuts the property, then signs shall be erected on at least two (2) boundaries of the property abutting land not owned by the applicant.

The applicant is responsible for maintenance of posted signs. **If a posted sign is blown down or destroyed, the applicant shall obtain a new sign from the planning office at a cost of \$8.00 per sign.**

Legal Advertisement Costs:

Each special use permit request must be legally advertised in accordance with established state and local regulations. A \$50.00 fee will be charged if a public hearing must be re-advertised because of incomplete information, inaccuracies, or because the applicant requests a deferment or withdraws the request.

Considerations for Granting a Special Use Permit:

The Planning Commission and the Board of Supervisors consider the following in reviewing requests for special use permits:

- The effect of the proposed use on adjacent property
- The effect of the proposed use on the character of the existing zoning district
- The effect of the proposed use on the transportation network
- The agreement of the proposed use with the purpose and intent of the zoning ordinance and other uses permitted by right in the district
- The effect of the proposed use on public health, safety, and welfare

For Further Information:

Development Service/Planning & Commun. Development
1255 Franklin St., St. 103
Rocky Mount, Virginia 24151
Phone: (540) 483-3027
FAX: (540) 483-3041

Office Hours: Monday thru Friday, 8:00 AM to 4:30 PM

FRANKLIN COUNTY SPECIAL USE PERMIT PROCESS

STEP 1 – PRE-APPLICATION MEETING

- Applicant meets with planning staff to discuss request, obtain forms, review process, and identify required materials to appropriately process and review the request. An application for a special use permit must be filed by the property owner or with the property owner's written consent.

STEP 2 – APPLICATION

- Application: Applicant submits complete application packet to the Department of Planning and Community Development. Application and plans are available for public review.
- Posting of Property: Applicant is provided with sign(s) for posting the property when the application is received. The property must be posted by the applicant in a clearly visible location at least fourteen days before the required public hearings.
- Notification of Property Owners: Planning staff notifies adjoining property owners of the special use permit request and the date of the public hearing.
- Public Notice/Legal Advertisement: Planning staff prepares required legal advertising and publishes in local newspaper. (Notification of requests and public hearing schedule must appear in a local newspaper two times in two consecutive weeks before each public hearing.)

STEP 3 – STAFF REVIEW

- Staff visits site and coordinates application with other County departments, as well as public agencies that may be affected. Staff prepares a written report for the Planning Commission and Board of Supervisors that considers the proposed district regulations, and Section 25-2 through 25-4 of the Zoning Ordinance (Purpose and Intent; Relationship to Environment; and Relationship to Comprehensive Plan).

STEP 4 – PLANNING COMMISSION REVIEW AND RECOMMENDATION

- Planning Commission visits each site prior to the scheduled public hearing.
- The applicant or a designated agent must attend the public hearing.
- Public comment is received at the hearing.
- Planning Commission must make a recommendation to the Board of Supervisors within 60 days of its first meeting date. The recommendation may include conditions on the use of the property to address specific issues of concern. Any conditions that are proposed by the developer must be submitted to the Planning Office no later than 4:30 pm six (6) days prior to the Board of Supervisors Meeting.
- After action is taken by the Planning Commission, the request is scheduled for public hearing before the Board of Supervisors. Planning staff immediately prepares legal advertisements and proceeds with newspaper publication. *Please note that any request to withdraw or postpone an application must be requested in writing within two (2) days after the Planning Commission hearing in order to coordinate public notice requirements.*

STEP 5 – BOARD OF SUPERVISORS DECISION

- Planning Commission recommendation is forwarded in writing to the Board of Supervisors
- Applicant or their agent must attend the public hearing
- Board of Supervisors can approve or deny the request, or refer it back to the Planning Commission for additional review
- The Board may impose conditions upon any special use permit, as provided for in Section 25-640 of the Zoning Ordinance, and may require a bond or surety to ensure that conditions are complied with.

- > 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, STEPHEN E. + PATRICIA A. Brooks, as Owner(s), Contract Purchasers, or Owner's Authorized Agent of the property described below, hereby apply to the Franklin County Board of Supervisors for a special use permit on the property as described below:

1. Petitioners Name: STEPHEN E. + PATRICIA A. Brooks

2. Property Owner's Name: ABOVE

Phone Number: 434 546 3998

Address: 410 SORWOOD DRIVE
HARDY, VA zip: 24101

3. Exact Directions to Property from Rocky Mount: RT. 122 N, LEFT ON HARDY ROAD (VA 636)
RIGHT ON MIDDLE VALLEY ROAD RIGHT ON NORTH RIDGE LEFT ON SORWOOD DRIVE,
RIGHT ON SORWOOD DRIVE.

4. Tax Map and Parcel Number: 0130601700

5. Magisterial District: GILLS CREEK

6. Property Information:

A. Size of Property: 1.011

B. Existing Zoning: A1

C. Existing Land Use: RESIDENTIAL

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.

WATERFRONT LOT

7. Proposed Special Use Permit Information:

A. Proposed Land Use: ADD CERTIFICATE OF COMPLIANCE SHORT TERM RENTAL

B. Size of Proposed Use: SAME

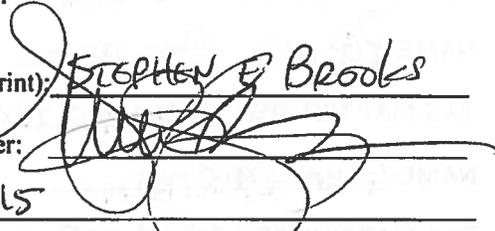
C. Other Details of Proposed Use: OFFER HOME AS AN EXCLUSIVE
LOCATION FOR VACATION OR SPECIAL EVENTS ON
OCCASIONAL BASIS - SHORT TERM RENTAL

Checklist for completed items:

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

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

Petitioner's Name (Print): STEPHEN E Brooks

Signature of Petitioner: 

Date: 11/02/2015

Mailing Address: 1053 Peyton Ridge Court
FOREST, VA 24551

Telephone: (434) 546 3998

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

Owner's Name (Print): _____

Signature of Owner: _____

Date: _____

Date Received by Planning Staff: _____

Time: _____

Clerk's Initials: _____

CHECK #: _____

RECPT. #: _____

AMOUNT: _____

ADJACENT PROPERTY OWNERS

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

NAME: Lou Anne Pangburn ADDRESS: 440 Sourwood Dr.

TAX MAP NUMBER: 0130601600 Hardy, VA 24101

NAME: Mike & Bernice Jones ADDRESS: 505 N church Dr

TAX MAP NUMBER: 0130601800 Hardy, VA 24101

NAME: Patrick Flanigan ADDRESS: 1730 Canary ct.

TAX MAP NUMBER: 0130600900 Marco Island, FL 34145

NAME: Glen Waldron ADDRESS: 6031 Gallant Fox Ct.

TAX MAP NUMBER: 0130600800 Gainesville VA 20155

NAME: _____ ADDRESS: _____

TAX MAP NUMBER: _____

NAME: _____ ADDRESS: _____

TAX MAP NUMBER: 0130601700 410 SOURWOOD DRIVE

**CONCEPT PLANS
RESIDENTIAL, BUSINESS AND INDUSTRIAL DISTRICTS
NECESSARY CONTENTS**

Purpose of a Concept Plan:

A concept plan is necessary for all special use permit applications. The purpose of the concept plan is to provide applicable information on site conditions and a general understanding of the proposed use of a property. Typically, a concept plan contains information on the property such as the property address, parcel boundaries, adjacent roads, natural features (including water courses) and neighboring properties. A concept plan also includes the locations of any proposed buildings, parking, streets, community facilities, buffering or screening, boat docks, signs, and lighting, as well as the proposed densities of development.

Concept Plan versus Site Development Plan:

A concept plan is not the same as a site development plan, which is more detailed to ensure compliance with development regulations and obtain construction permits. A concept plan may be the first step in creating a site development plan. It is important to note that approval of a special use permit with a concept plan does not mean that a site development plan is or will be approved.

Concept Plan Necessary Contents:

- Project title, name of applicant, project engineer/architect/surveyor/planner
- Plan date
- North arrow and graphic scale
- Size of entire parcel and, if applicable, size of portion of parcel requested for rezoning, accompanied by meets and bounds description
- Adjacent streets, railroads, natural features, historic sites, streams or bodies of water, floodplains, and other information that may help describe site conditions
- Locations, dimensions, and heights of all existing structures and those proposed
- Location and dimensions of proposed pedestrian and vehicular access points, driveways, parking areas/spaces and other facilities
- Natural areas or historic sites to be preserved
- Location and description of existing vegetation or any landscaping, screening or buffering proposed within the lot or along the perimeter of the development
- Location of proposed signs, including type, size and height
- Lighting information, if applicable

- Building elevations or renderings of the proposed development, if available
- Accessory use information such as the location of storage yards, recreation spaces, refuse collection areas, septic drain fields, wells or water tank locations, etc
- Number, type and size of dwellings proposed, and the residential density per acre
- Number and square footage of retail and office uses proposed
- Location, size and type of recreational amenities, parking facilities, and utility information
- Other items that may be recommended by staff
- Recommended plan size 8.5" x 11" minimum or 11" x 17" maximum. The plan must be legible. The applicant must provide 35 copies of the plan for distribution to Planning Commission and Board of Supervisors.

NOTE: IF YOU ARE PLANNING A PRESENTATION AT THE PUBLIC HEARINGS FOR THE PLANNING COMMISSION AND BOARD OF SUPERVISORS, EITHER BRING A 8 ½ X 11 SIZE PAGE OF YOUR PRESENTATION TO SHOW ON THE OVERHEAD PROJECTOR OR PUT ON A CD TO SHOW ON THE POWERPOINT SYSTEM.

Proposed Listing – For Reference as Example Only
410 Sourwood Drive, Hardy, VA 24101
Stephen E. & Patricia A. Brooks

Tuscan Serenity at Smith Mountain Lake

Lounge in elegance and old world flair on Smith Mountain Lake. This nearly 5,000 sq. ft. waterfront home rests on one acre and offers over 1,500 sq. ft. of deck & patio space. Enjoy stunning wide-water lake views from the two story Great Room windows – and the water from every sleeping area. The home, previously featured on the Smith Mountain Lake Charity Home Tour, is decorated with Tuscan inspiration but designed for cozy, family living.

The central area of the home presents an open floor plan with high ceilings and lots of glass for bringing in the majestic lake. A main level Great Room and terrace level Family Room offer lots of space for the family to gather relax or watch movies. Each has a stone fireplace and flat screen TV with DVD, Wi-Fi, etc.

The Kitchen has a large central island, pantry and plenty of cookware/utensils to prepare meals. There is dining seating for six, bar stools at the island and outdoor patio seating (for eating) for four – just five steps away.

Guests can utilize 4 bedrooms & 4 baths. The main level Master Suite includes a private balcony, large private bath with jetted tub, shower and walk-in closet. The entire upper level can be used as an additional Master Suite with a large sitting area with TV/DVD, closet, lookout to Great Room, private bath and office alcove. Additional bedrooms are available on the main and lower levels, each just steps away from a full bathroom.

There is also a gathering foyer with baby grand piano, plus game room and bonus area on the terrace level with things for everyone to enjoy, music, media, toys, books, Xbox, etc. Off the game room is the closet stocked with life preservers, lake toys, etc.

Multiple outdoor furnishings & a propane grill are provided. Read in the hammock swing watching the boats travel past, stare gaze at night next to the warmth of an outdoor fire pit, sun bathe on the deck chairs around the dock.

Halfway to the dock is a convenient Cabana with music, refrigerator and shade when you want it – the Wi-Fi reaches to and of course there is power around the deck to charge the phone and tablet as you relax.

Comfortable beds & linens are provided and the home is well stocked for a family. The home has cable TV, Wi-Fi, and a full laundry room.

This home is in a quiet neighborhood at an outstanding location both on the water (R37A) and land. You are less than 10 minutes to the Westlake Town Center with Kroger, lots of shopping, theatre, gas, etc. plus golf and numerous options for restaurants are within a 10 to 15 minute drive of the house.

Master Suite (main level):

King Size Bed
Private Bathroom
Walk-in Shower
Jetted Tub
Large Walk-in Closet
Private Balcony

Master Suite (upper level):

King Size Bed
Flat Screen TV
Full couch sitting area
Private Bathroom
Office Alcove

Bedroom (main level):

Queen Bed
Large closet
Full bathroom with tub/shower (steps away)

Bedroom (lower level):

Queen Bed
Large Walk-in closet
Over-sized bathroom with tub/shower (across hall)
Walkout: Private patio with hammock swing.

Great Room:

Floor to ceiling windows with picturesque views of the lake
Marble Chess/Checkers Table
Flat Screen TV
DVD/Wi-Fi
Stone Fireplace
Upper Deck access

Family Room:

Large HD Screen TV
Gaming Console
Wet bar
Sliding door patio access

Music Foyer:

Baby Grand Piano

Full wall (hand-painted) Tuscan mural

Game Room:

Foosball Table

Air Hockey

Patio walkout

Office Alcove:

Wi-Fi

Large L-Shape Desk, Chair

Lakeside:

Outdoor chairs, tables

Extensive decking

Cabana

Refrigerator

Ceiling Fan

Power/Shade

Tanning/party deck above boat slip

The home is not handicap accessible, but there is a path to the back patios without steps.
The home is no pets & non-smoking. It's a perfect Virginia getaway!

Copy of Letter Mailed to Sourwood Drive neighborhood on 12/30/2014

December 30, 2014

Dear ,

Best Wishes for a Healthy, Prosperous 2015,

It's remarkable how much has changed since Patty and I acquired our home at 410 Sourwood Drive in 2006, yes . . . at near peak real estate values around the lake! With three young adult, college age children moving on in life spending time at the lake has been reduced almost to my weekly grounds maintenance visits during growing season. However, with our last son having just entered high school, we're still several years away from the opportunity to be at the lake home full time.

At the same time, over the past nine summers many relatives, friends, guests and home tour participants have visited – and on occasions people have asked about using the house for a vacation or special event. With a mortgage currently exceeding re-sale prospects by a pretty wide margin and considerable time before thinking about residing on Sourwood Drive year-round, we're now at a point to take those requests seriously. Our approach is always to do things right, "by the book" as they say so we will to follow the application process established by Franklin County that positions them to regulate and monitor any approved short term rental activity. The process starts with completion of a certificate of compliance and involves public communication and meetings with county officials over several months.

In addition to the regulations Franklin County has established to ensure our property and the neighborhood aesthetic is protected (e.g., they won't allow as many guests as we typically had any given weekend when friends were in town!), our expectation will be only to make the home available as a more exclusive or "high end" option at SML.

Our year-round residence in Forest, VA is just under an hour away allowing me to be on-site quickly to provide any required assistance to guests and I'll expect to be at 410 Sourwood Drive just as often as previously regardless – maintaining the grounds and inspecting the house for required attention. Of course, we always hope to get the family there to spend some personal time too!

We wanted you to be aware of our plans and the process in advance and encourage you to contact us if you have any questions. The email address is Sebco06@msn.com and phone number to reach Patty is 434-546-3998.

Page 2

Having made more than \$640,000.00 in mortgage payments, invested above six figures in improvements and decorating for the SML Charity Home Tour and spent literally thousands of man hours keeping the property in peak condition since 2006 – you can be certain of my motivation to maintain an extremely high standard of who passes the screening process for using this house under any condition, including a short term rental.

Kind Regards,

Stephen E. & Patricia A. Brooks
410 Sourwood Drive
Hardy, VA 24101

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

<p><u>AGENDA TITLE:</u> Parks and Recreation Master Plan</p> <p><u>SUBJECT/PROPOSAL/REQUEST</u> Review Updated Draft of Parks and Recreation Master Plan</p> <p><u>STAFF CONTACT(S):</u> Huff, Whitlow, Chapman</p>	<p><u>AGENDA DATE:</u> <u>ITEM NUMBER:</u> March 17, 2015</p> <p><u>ACTION:</u> YES</p> <p><u>CONSENT AGENDA:</u></p> <p><u>ACTION:</u></p> <p><u>ATTACHMENTS:</u></p> <p><u>REVIEWED BY:</u> <i>RET</i></p>
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BACKGROUND

In 2009, Franklin County commissioned Clough Harbour and Associates LLP (CHA) to conduct a fifteen year comprehensive plan for the Parks and Recreation Department. This thorough and in-depth plan was conducted by 1) inventorying and analyzing Franklin County’s parks and recreation system, 2) compiling public opinion by surveying officials, community groups and 932 households 3) and by using established standards and guidelines to make recommendations. The final plan that CHA created made recommendations for improvements of existing parks as well as the development of future park sites. To implement these recommendations, CHA established a staged schedule over the course of fifteen years.

The CHA’s drafted plan was presented to the Board on August 25, 2009 but was never adopted likely due to concerns about the recession of that time.

DISCUSSION

A Parks and Recreation Master Plan is needed to define priorities and focus the County’s efforts so that limited resources can most effectively meet the citizen’s recreational needs. A Parks and Recreation Master Plan would serve as the base document for County initiated parks and recreation programs and capital improvements over the next fifteen years.

The Recreation Advisory Commission (RAC) and staff reviewed the drafted comprehensive plan and have found

that it is largely still accurate and applicable. Because of this, it was decided that instead of hiring a consultant to develop another master plan, the RAC and staff would update the plan internally. To accomplish this, staff have been making updates to CHA's drafted plan and presenting them to the RAC a chapter at a time for their recommendations and approvals. Revisions to the plan that were made have either been to update statistical information or to update new facilities, such as the Essig Recreation Center, to the facility inventory. Furthermore, no major park development projects were added to this plan; in fact a number of projects, such as a whitewater park on the Pigg River and an instructional golf site at Waid Park, were removed.

It should be noted that this plan would not commit the County to any future capital or operational expenses. This plan is flexible and can be implemented as funds, either County or other, become available.

RECOMMENDATION:

The Recreation Advisory Commission and Staff respectfully request the Franklin County Board of Supervisors' review the updated draft of the Parks and Recreation Master Plan, offer any comments, and consider adoption of the document at some point in the future accordingly.

FRANKLIN COUNTY
Board of Supervisors



Franklin County
A Natural Setting for Opportunity

EXECUTIVE SUMMARY

AGENDA TITLE: Employee Dental Insurance Renewal	AGENDA DATE: March 17, 2017 ITEM NUMBER:
SUBJECT/PROPOSAL/REQUEST FY '15-'16 Delta Dental Employee Insurance Renewal	ACTION: INFORMATION:
STRATEGIC PLAN FOCUS AREA: Goal # Action Strategy:	CONSENT AGENDA: YES ACTION: INFORMATION:
STAFF CONTACT(S): Messrs. Huff, Whitlow, Copenhagen	ATTACHMENTS: YES REVIEWED BY:

BACKGROUND: Wells Fargo Insurance, the County's employee health advisors, recently completed the renewal process for the employee dental insurance. Delta Dental released the renewal with an initial 12.9% increase. However, following negotiations a 10% increase for the 2015-2016 renewal was submitted for a total of \$21,704. Wells Fargo examined the utilization report and notes that such an increase may be reflective of higher cost procedures last year as oral surgery was up 45% and endodontic procedures were up 46%. In an effort to contain overall costs, Delta Dental is recommending a few modifications to their plans for FY '15-'16, such as increase limitations on x-rays and crowns, as well as enhanced cleanings, fluoride treatments, and sealants (note attachment).

DISCUSSION: Last year, in an effort to soften the significant increases and changes to the employee health insurance, the County significantly reduced its employer support of dental, thereby transferring such dental funds to offset the health insurance costs. The result was an increase to both health and dental employee rates last year. As reviewed last month, the County experienced a much better year for health insurance for FY '15-'16, thereby saving costs. Such cost savings are more than adequate to cover the dental increase for FY '15-'16 and \$21,704 has been budgeted accordingly. As such, employee rates would remain constant for FY '15-'16.

2015-2016 Dental Insurance Monthly Rates	Total Rate	Employer Cost	Employee Cost
Employee Only	\$33	\$18.39	\$14.61
Employee + Child	\$51.64	\$26.75	\$24.89
Employee + Spouse	\$53.28	\$27.60	\$25.68
Employee + Family	\$101.40	\$52.53	\$48.87
Annual Cost	\$238,742	\$125,154	\$113,589
\$ Change from Current		\$21,704	

RECOMMENDATION: Staff respectfully requests the Board of Supervisors to approve the employee dental insurance renewal contract with Delta Dental for FY'15-'16 with the aforementioned plan modifications with such rates as listed accordingly.

2015 Benefit Recommendations

Having Delta Dental coverage means your employees get the right care, at the right time and with the right frequencies – all based on what the science recommends.

Recently, Delta Dental reviewed more than 90 million claims and discovered that too many at-risk kids were not receiving the recommended care. The consequences of this lack of care can be painful and costly. We used this knowledge to recommend benefit changes going forward.

Sometimes, such as in the case of fluoride, the science recommends adding a benefit. In other instances, the science suggests that benefits are over-used or that the frequencies are out of line. You can count on Delta Dental to know the difference and recommend solutions to you when these situations occur.

It is Delta Dental of Virginia's recommendation that all groups adopt these new benefit options. These changes are cost-neutral to your policy when accepted as a total package and will not affect your premiums. We can calculate the impact on your plan if you wish to make only some of the recommended changes.

Delta Dental of Virginia is committed to offering our clients quality and cost effective benefits that are in line with the most current scientific standards.

Based on our research, we are pleased to offer these new benefit options for your consideration:

- ▶ **PERIODONTAL MAINTENANCE (CLEANINGS) – 2 per benefit year in addition to regular cleanings**
Deep cleanings are appropriate for members with a history of periodontal treatment – to include scaling and root planing and/or osseous surgery. (Estimated cost +0.5%)
- ▶ **SEALANTS TO AGE 16 – Limitation decrease from once in a lifetime to once every 5 years**
When applied to the permanent molars of kids between the ages of 6 and 16, sealants have been proven to significantly reduce the risk of cavities. (Estimated cost +0.7%)
- ▶ **FLUORIDE TREATMENTS TO AGE 19 – 2 per benefit year**
Research suggests that fluoride treatments provided every 6 months are effective in cavity prevention for both primary and permanent teeth in children and adolescents. (Estimated cost +0.8%)
- ▶ **CROWNS AND PROSTHODONTICS – Limitation increase from 5 to 7 years**
Properly placed crowns and prosthodontics demonstrate a life expectancy of greater than 10 years. (Estimated savings 0.3%)
- ▶ **FULL-MOUTH AND PANORAMIC X-RAYS – Limitation increase from 3 to 5 years**
Research currently shows that these types of X-rays should only be performed once every 5 years. (Estimated savings 1.7%)



The Benefits of Experience



March 11, 2015

VIA EMAIL

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

Re: Botetourt County Request to Join the Western Virginia Water Authority

Dear Mr. Huff:

Botetourt County has expressed interest in merging its utility operations with the Western Virginia Water Authority (Authority) by becoming a member locality. The Virginia Water and Waste Authorities Act requires membership expansion be approved by the existing member localities through adoption of a resolution after first conducting a public hearing.

On behalf of Botetourt County and the Western Virginia Water Authority, I respectfully request Franklin County hold such a public hearing at its regularly scheduled meeting on May 19, 2015. The Authority will assume the cost for advertisement of the public hearing.

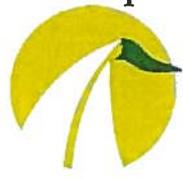
Please do not hesitate to contact me if you have any questions or concerns.

Respectfully,

Michael T. McEvoy
Executive Director, Wastewater Services

cc: Gary Robertson, PE, Executive Director Water Operations
Sam Darby, Authority Counsel, GFDG Attorneys
Kathleen Guzi, Botetourt County Administrator

FRANKLIN COUNTY
Board of Supervisors



Franklin County

A Natural Setting for Opportunity

EXECUTIVE SUMMARY

AGENDA TITLE:

The Franklin Center for Advanced Learning & Enterprise GED Project/Virginia Tobacco Commission Education Grant Application.

SUBJECT/PROPOSAL/REQUEST:

The Franklin Center for Advanced Learning & Enterprise/Virginia Workforce Center requests approval of making joint application and requesting funds in the amount of \$80,000 from the Virginia Tobacco Indemnification and Community Revitalization Commission Education Committee to support GED Scholarships, marketing, and expansion of GED test opportunities throughout the Southside regions.

STRATEGIC PLAN FOCUS AREA: Econ.

development

Goal #2 Economic Development Strategy –

Develop and implement a comprehensive economic development strategy that facilitates the creation of jobs for all segments of our population.

Action Strategy:

Align Workforce Training with Target Business Sectors

STAFF CONTACT(S):

Mr. Huff & Ms. Hodges

AGENDA DATE: 3-17-15

ACTION:

INFORMATION:

CONSENT AGENDA: Yes

ACTION:

INFORMATION:

ATTACHMENTS: No

REVIEWED BY: REX

BACKGROUND:

The Franklin Center is partnering with Southside Community College Foundation to obtain funds to offset GED Test costs, which will include:

- 1. scholarships for test fees (\$120 for full test, \$30 per partial test), a marketing fund to increase awareness and target numbers of certificates and funding to increase availability of testing throughout the Southside regions.

DISCUSSION:

The Franklin Center was successful with this grant application whereby such funds were awarded and utilized to market GED and other Franklin Center programs. The grant has allowed numerous citizens to work toward obtaining their GED. Once again, The Franklin Center for Advanced Learning and Enterprise has been encouraged to apply and therefore seeks funding from the TIC to support GED testing services and increase availability of testing opportunities through testing scholarships and marketing of the GED. This joint partnership is a continuation of the pilot project in the Southside Region, which has also been funded for the Southwest Region for the past several years. Scholarship applicants will be required to pass a Practice GED Test before being awarded a scholarship to take the Official GED Test. The total project cost is estimated at \$80,000. The Franklin Center and Southside partners

will provide an in-kind match of approximately \$40,000 to support these expanded credentialing efforts through existing administrative staff support. Tobacco Commission staff has indicated this grant application is a regional Race to GED initiative and therefore, would not jeopardize other Tobacco grant applications.

RECOMMENDATION:

The Franklin Center for Advanced Learning and Enterprise-Virginia Workforce Center respectfully requests approval from the Franklin County Board of Supervisors to make joint application and request funds in the amount of \$80,000 from the Virginia Tobacco Indemnification and Community Revitalization Commission to support the expansion of GED Testing in the Southside Region.