

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD THEIR REGULAR MONTHLY MEETING ON TUESDAY, OCTOBER 18, 2011, AT 1:30 P.M., IN THE BOARD OF SUPERVISORS MEETING ROOM LOCATED IN THE GOVERNMENT CENTER, 1255 FRANKLIN STREET, SUITE 104, ROCKY MOUNT, VIRGINIA.

THERE WERE PRESENT: Charles Wagner, Chairman
 Russell Johnson, Vice-Chairman
 Ronnie Thompson
 David Cundiff
 Wayne Angell Left @ 4:45 P.M.
 Leland Mitchell
 Bobby Thompson

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

Charles Wagner, Chairman, called the meeting to order.

Invocation was given by Supervisor Bobby Thompson.

Pledge of Allegiance was led by Supervisor Ronnie Thompson.

PUBLIC COMMENT:

✓ Brad Basham – County Lighting Ordinance (Mr. Basham did not attend the meeting).

Russ Johnson stated he would address Mr. Basham’s concerns under Other Matters for Supervisors.

CONSENT AGENDA

APPROVAL OF ACCOUNTS PAYABLE LISTING, APPROPRIATIONS, TRANSFERS & MINUTES FOR – SEPTEMBER 20, 2011

APPROPRIATIONS

<u>DEPARTMENT</u>	<u>PURPOSE</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Building Inspections	Carryover Funds	30- 0008	\$7,549
Treasurer	Carryover Funds	1213- 1003	\$7,500
Public Safety	Fire Programs	30- 0147	\$117,347
Library	Interest on Certificate of Deposit	7301- 5411	\$73
Public Safety	Health Dept Course Reimbursement	3505- 5540	\$942
Clerk of Court	Part-time funds	2106- 1003	\$770
Public Works	Litter Control Grant	4203- 5467	\$10,682
		Total	\$144,863

Transfers Between Funds, Departments, Capital Accounts

Utilities	Payments to Western Va Water	5102- 5600	(\$436,998)
Economic Development	Payments to Western Va Water	8105- 5803	\$436,998

To move budgeted debt service payments from the Utility Department to the Economic Development Department for Debt Service

RATIFY AN EMERGENCY CONTRACT WITH ATKINS ENGINEERING/TRINITY PACKAGING

Earlier this year, Trinity Packaging in Rocky Mount endured flooding of a substantial portion of its facility due to the major rain event in July. This rare storm (over four inches of rain in one hour) caused a stream that was relocated by the County and Town when Trinity made its initial move to the area to overflow its banks and cause significant economic losses to one of the County’s leading industries. Shortly after the flooding, County and Town officials met with Trinity Packaging to discuss the issue and to do an on-site inspection of the stream and its current state. During this meeting a number of issues surrounding the narrowing of this stream channel were

examined in detail and it was determined that professional engineering help was needed as soon as possible to ensure that Trinity would be protected in the case of another severe rain event.

Soon after meeting with Trinity Packaging, the Town proposed engaging a well-known engineering firm with a strong history of successfully handling regulatory hurdles in an expedited fashion. This firm, Atkins Global, was contacted and a meeting held to determine their level of expertise with the unique problem that the County, Town, and Trinity are facing. Following this meeting a scope of work and budget were successfully negotiated and a contract signed under the County's emergency provisions of the Franklin County Procurement Policy. This action was taken to protect Trinity as best we could from further flood-related losses in the event another similar rain storm was to occur. The contract was agreed upon with a not-to-exceed price of \$11,000 with the County covering 75% of the cost and the Town responsible for the other 25%. This is the same cost share as when the stream was originally relocated and funds are available in the County budget. The engineers have worked quickly and thoroughly on the project and are now within a matter of weeks from completing the contracted services project. Due to the use of the emergency procurement provision, staff is looking for Board ratification of this contract.

RECOMMENDATION:

Staff respectfully requests that the Board of Supervisors ratify the contract with Atkins Global that was previously approved by staff under the County's emergency provisions of the Procurement Policy.

RATIFY AN EMERGENCY GRANT FOR PUBLIC SAFETY

The purpose of the FY 2011 Local Emergency Management Performance Grant (LEMPG) Program is to make funding grants to states to assist state, local, tribal and territorial governments in preparing for all hazards. Each year the Department of Homeland Security make grants for the purpose of providing a system of emergency preparedness for the protection of life and property in the United States from hazards and to vest responsibility for emergency preparedness jointly in the federal government and the states and their political subdivisions. Homeland Security and FEMA, through the LEMPG Program, provides necessary direction, coordination, guidance, and necessary assistance, so that a comprehensive emergency preparedness system exists for all hazards. LEMPG is funded through the Virginia Department of Emergency Management Services (VDEMS) to Virginia localities and has a 50 percent cost share, cash or in-kind match requirement. Each year the County receives funding from VDMES for these LEMPG grants which helps offset salaries.

Franklin County has received LEMPG funds annually since 2005 by submitting documentation that it has complied with the conditions of the grant without reapplying for funding. The amount of funding varies depending on the amount awarded by the Department of Homeland Security. Franklin County received \$59,876 in LEMPG funding in 2010. The application process for this grant was changed in 2011 requiring each locality to formally reapply for the grant each year. Franklin County is applying to receive \$34,584 which will be used to offset the salaries of two current positions within the Department of Public Safety. Requirements for funding include submission of the Local Capability Self Assessment Report, obtaining certification as professional emergency managers for all county emergency management staff, testing of the county Emergency Operations Plan and renewing it every 5 years, as well as attending all Emergency Manager annual updates conducted annually. All objectives of the grant have been met by Public Safety staff responsible for emergency management duties in Franklin County.

(To Be Completed Once Funds are Awarded)

Governing Body Resolution

BE IT RESOLVED BY THE ___ Board of Supervisors
(Governing Body)

OF THE County of Franklin, Virginia
(Name of Applicant)

Richard E. Huff, II
(Name or Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the named applicant, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.

Passed and approved this 26 day of September, 2011

Certification

I, Richard E. Huff II, duly appointed and
(Name)

County Administrator of the County of Franklin
(Title) (Governing Body)

do hereby certify that the above is a true and correct copy of a resolution passed and approved by
the Board of Supervisors of the County of Franklin on the
(Governing body) (Name of Applicant)
26 day of September, 2011.

County Administrator
(Official Position)

Richard E Huff
(Signature)

9-26-2011
(Date)

RECOMMENDATION: Staff respectfully recommends the Board of Supervisors approve the request to apply for the Local Emergency Management Performance Grant and ratify an approval for the resolution required to receive grant funding.

TOURISM GRANTS

The Virginia Tourism Corporation annually accepts applications from localities and tourism partners for a \$5,000 to \$25,000 grant created to assist in marketing efforts that are focused on increasing visitation to the Commonwealth. This program is divided into two tiers: a 1:1 match up to \$5,000 and a 2:1 match up to \$25,000. The grant funding pool is extremely limited and, therefore, competition for these awards is extremely tough.

An effort is currently underway to complete partnership agreements with other local entities for a combined application to the state for grant funding. Due to the application deadline for the VTC grant request, it is necessary to request approval for grant submission while final project details are completed over the next two weeks. Once completed the full application will be brought back to the Board at the November meeting where the Board can decide to either continue moving forward with the project or withdraw the application.

The Franklin County Department of Commerce and Leisure Services is currently working to finalize partnership agreements and partner contributions for a VTC grant in an amount not to exceed \$10,000. This will require local funds from the County and its partners of twice the requested grant amount, or up to \$20,000. The focus of the marketing program will be on the area's designation as the eastern gateway to the Crooked Road and on local efforts to promote the 150th anniversary of the Civil War. Brochures, websites, advertisements and other marketing vehicles will be deployed using project funds.

The County matching funds will come from the current year's Tourism budget and no new funding from the Board is necessary to apply for or implement this grant.

RECOMMENDATION:

Staff respectfully requests approval from the Board to proceed with a grant request, not to exceed \$10,000, to the Virginia Tourism Corporation for marketing funds.

RABIES CLINIC

The Franklin News Post plans to sponsor a rabies clinic in conjunction with a community event they have planned for November 5, 2011 at the Franklin County Recreation Park on Sontag Road. The Code of Virginia requires the health department and local Board of Supervisors to approve rabies clinics that are conducted off-site of a licensed veterinary practice.

Staff at the Franklin News Post plan to hold a pet oriented event at the County Recreation Park on November 5, 2011 from 12:00 noon until 4:00 p.m.. Organizers have requested permission to hold a rabies clinic as part of this event and have an agreement in place with a local veterinarian to administer the rabies vaccines. In recent years, several documented rabies cases have occurred in Franklin County. The rabies clinic is aimed at promoting rabies awareness of domestic pet owners while providing a convenient method to obtain a rabies vaccination for their pets. On October 5, 2011, the Virginia Dept. Health approved the request for the rabies clinic to be held.

RECOMMENDATION: Staff respectfully recommends the Board of Supervisors approve this request to hold the rabies clinic on November 5, 2011 at the Franklin County Recreation Park on Sontag Rd.

HEALTH INSURANCE CONSULTANT

The cost of health and dental insurance continues to increase and has become a significant fringe benefit expense to the County and Schools.

The County would like to begin exploring options for health and dental insurance coverage such as offering a high-deductible plan and Health Savings Account as an option to County employees. Staff has also identified the need to obtain renewal quotes/options earlier in the budget process so that adequate funding can be discussed during budget deliberations. Future health and dental insurance discussions will probably include the School system as well as the Town of Rocky Mount (The Town is currently a participant with the County for health and dental insurance coverage). The County has used a specialist to assist us in analyzing health insurance options for 20+ years. As the complexity of health care has changed, staff feels it is important to consider proposals from multiple sources to assist us in our evaluation.

RECOMMENDATION:

Staff respectfully requests the Board's approval to advertise for a health and dental insurance consultant to assist the County with various options for health and dental insurance.

(RESOLUTION #01-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned consent agenda items as presented.

MOTION BY: Russ Johnson

SECONDED BY: Leland Mitchell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

NAYS: Ronnie Thompson

FERRUM PEDESTRIAN BRIDGE UPDATE

Chris Fewster, Engineer, A & A Engineering Firm, stated between 2001 and 2004, the County undertook a pedestrian enhancement project in the community of Ferrum. The project was funded through a VDOT Transportation Enhancement Act grant which is a federally funded program. Approximately 1,800 linear feet of sidewalk and two small pedestrian bridges were constructed. However due to limited amounts of funding, the pedestrian bridge over the Norfolk Southern railroad, and its associated sidewalks, were not constructed.

Over the last ten years, Ferrum College has seen a substantial amount of growth, and their student population has grown approximately 60% to over 1,500 students. This growth has also created over 100 jobs at the College. Many local businesses have seen growth as well, and several new businesses have opened in the community. Along with this growth has come

increased pedestrian movement throughout the community. The existing bridge over the railroad has no sidewalk and very limited shoulders, which presents a serious safety hazard to pedestrians crossing the bridge. With the increased growth in the area, VDOT is currently evaluating a possible reduction in the speed limit along Rt. 40 through Ferrum.

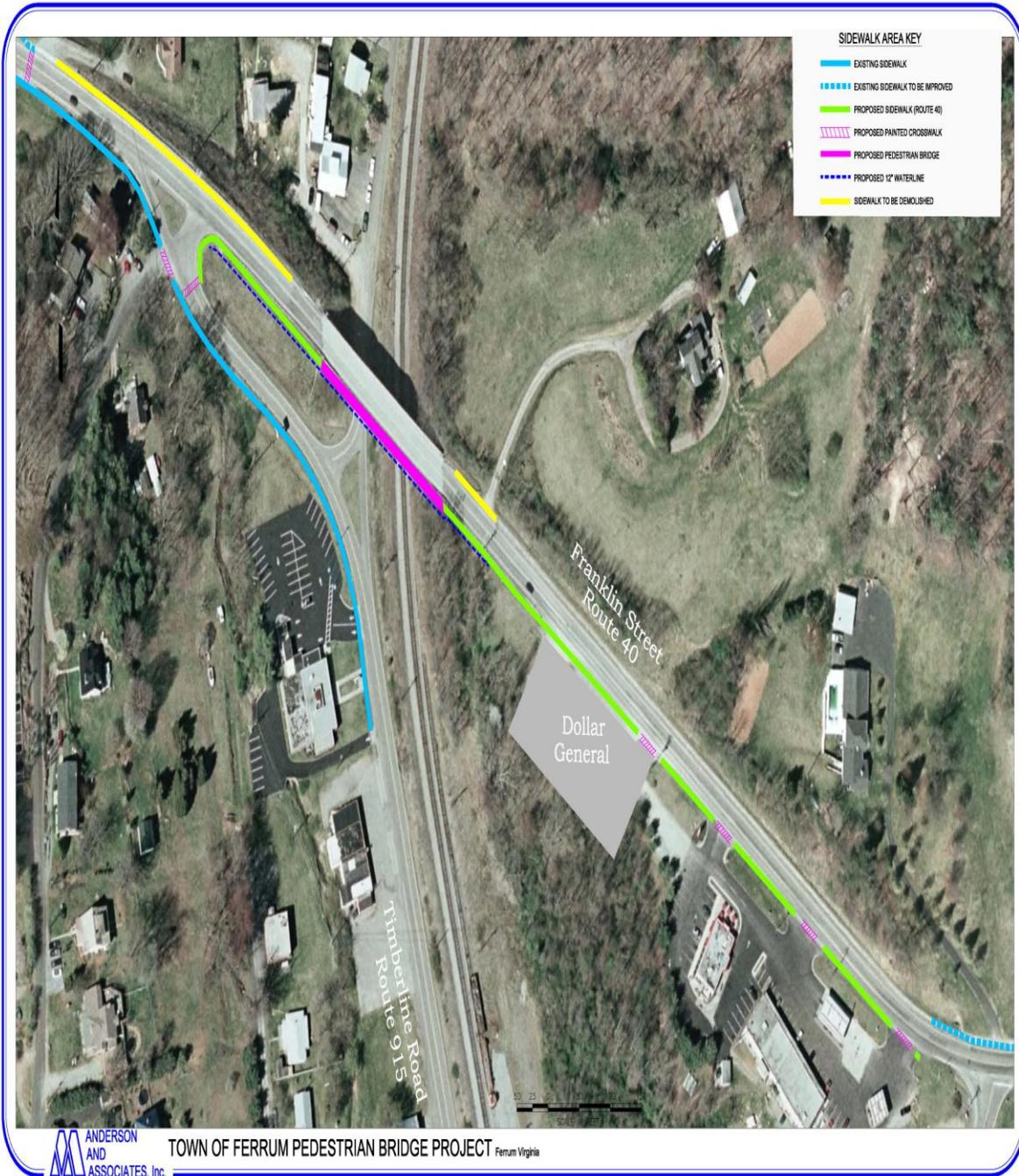
With the increased growth at the College and within the community, it is apparent that the pedestrian safety issue at the Rt. 40 bridge over the railroad needs to be addressed. Ferrum College has requested that the County apply for grant funding from VDOT to help construct the bridge and its associated sidewalks. The total estimated project cost for the project is approximately \$1,120,000. Based on initial discussions with the County and VDOT, it appeared the best source of funding for the project would be through the revenue sharing program. This would require a local match of 50% of the project cost (\$560,000). If the project was selected for funding, the grant funds would be available in the coming year. The second alternative for funding is the Transportation Enhancement Act (TEA) program. This would require a local match of 20% (\$224,000). If the project was selected for funding, it would likely receive only partial funding in the range of \$200,000 - \$400,000, and it would therefore take between two to four years of successive grants before enough funds are available. A third alternative for the project would be a combination of these two programs. This would allow for the project to initially seek funds through the TEA program with the lower required match, but allow for a subsequent application in the next fiscal year for revenue sharing funds if the additional local match can be raised. Applications for the funding programs are due November 1st.

The proposed match for the project would include three local sources of funding. The primary match would be made by Ferrum College in the amount of \$150,000. Ferrum Water and Sewer Authority will commit a minimum of \$15,000 to allow for the future construction of the waterline on the bridge, and may elect to construct the entire waterline if they have funds available. The County staff proposes to provide in-kind donation of staff time for the administration and inspection of the project. The in-kind value of staff time is \$65,000. The total match would therefore be \$230,000.

RECOMMENDATION:

County staff recommends the following action be taken:

1. Authorize staff to work with Ferrum College to apply for TEA grant funds for the project and submit application to VDOT.
2. Authorize staff to advertise and conduct the required public hearing in November.
3. Request staff to continue to work with Ferrum College to identify additional sources of funding for the project.



10/12/2011

**FERRUM COLLEGE & FERRUM VILLAGE PEDESTRIAN BRIDGE ENHANCEMENT PROJECT
 FERRUM, VIRGINIA
 JN 28341
 October 11, 2011
 PRELIMINARY ESTIMATED CONSTRUCTION COSTS**

	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Cost</u>	<u>Total Cost</u>
A) Construction					
1. Bridge					
Pedestrian Bridge*	1	LS	\$450,000	\$450,000	
Foundations and Pier	1	LS	\$160,000	\$160,000	
Subtotal					\$610,000
2. Sitework					
Seeding	1.2	AC	\$3,500	\$4,200	
Wood Rail Fence	260	LF	\$25	\$6,500	
Earthwork	3500	CY	\$20	\$70,000	
Erosion & Sediment Control	1	LS	\$20,000	\$20,000	
Subtotal					\$100,700
3. Sidewalk					
New Sidewalk	1200	LF	\$45	\$54,000	
Sidewalk to be Demolished	520	LF	\$10	\$5,200	
Painted Cross Walks	200	LF	\$100	\$20,000	
Curb Cuts	16	LF	\$300	\$4,800	
Subtotal					\$84,000
4. Utility Improvements					
Insulated 12" Waterline & Hangers	230	LF	\$110	\$25,300	
12" Waterline along sidewalks	320	LF	\$40	\$12,800	
Subtotal					\$38,100
			Estimated Construction Cost		\$832,800
				Contingency 10%	\$83,280
			Total Estimated Construction Cost		\$916,080
B) Related Costs					
Engineering (Preliminary and Basic)		% of TCC	10%		\$92,000
Inspection	60	DAYS	\$1,000		\$60,000
Norfolk Southern RR Flagman	1	LS	\$15,000		\$15,000
Legal, Audit (% of TCC)		% of TCC	1%		\$9,000
Administration (% of TCC)		% of TCC	0.5%		\$5,000
Survey	1	LS	\$3,000		\$3,000
Permits					
VDOT	1	LS	\$5,000		\$5,000
Norfolk Southern	1	LS	\$12,000		\$12,000
			Total Related Costs		\$201,000
			Total Estimated Project Cost		\$1,117,080

* Note that \$12,000 of additional costs have been added to modify the bridge in order to accommodate the 12" waterline.

Anderson&Associates, Inc.

28341-Pedestrian.xls

General discussion ensued.

(RESOLUTION #02-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned staff's recommendation:

1. Authorize staff to work with Ferrum College to apply for TEA grant funds for the project and submit application to VDOT.
2. Authorize staff to advertise and conduct the required public hearing in November.
3. Request staff to continue to work with Ferrum College to identify additional sources of funding for the project.

BE IT THEREFORE FURTHER RESOLVED, by the Board of Supervisors to provide in-kind labor for project administration and inspection in the amount of \$65,000 towards the match for the grant application.

MOTION BY: Wayne Angell
 SECONDED BY: Russ Johnson
 VOTING ON THE MOTION WAS AS FOLLOWS:

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

NAYS: Cundiff

RESIDENTIAL CLUSTER DEVELOPMENT AMENDMENT

Neil Holthouser, Director, Planning & Community Development, stated as part of efforts to update the County's ordinances related to land development (e.g. Zoning, Subdivision), Planning staff has drafted an ordinance amendment to provide for the clustering of residential developments within the A-1, Agricultural zoning district. In previous discussions, the Board of Supervisors has indicated a strong desire to promote the concepts of residential clustering and open space preservation as an alternative to by-right residential development, particularly in rural areas where residential development threatens to consume valuable farmland and erode the County's rural character.

The Franklin County Planning Commission held a public hearing on the proposed A-1 residential cluster amendment on Tuesday, October 11, 2011. The Planning Commission recommended, by a vote of 5-0 (Hiltz, McGhee absent), that the Board of Supervisors consider and approve the proposed amendment. Key features of the Planning Commission's recommendation include:

1. A mathematical trigger, based on the ratio of residential lots to the total acreage of the development, above which residential clustering would be required. This trigger is calibrated so that clustering is required for larger-scale residential subdivisions in the A-1 district, while allowing smaller-scale subdivisions (including family subdivisions) to occur in the traditional by-right manner.
2. A requirement that residential cluster developments provide a minimum of 50% open space, to remain permanently undeveloped. The draft ordinance contains further performance criteria to ensure that such open space is of sufficient size, shape, and accessibility to be of value to the residential development and to preserve a sense of rural openness in the surrounding community.
3. A stipulation that steep slopes (defined as having a grade of 25% or more) cannot account for more than 75% of the required open space. This provision is meant to ensure that at least some of the required open space is flat enough for farming or recreational use. It also recognizes that land with challenging terrain is unlikely to develop anyway, and shouldn't account for 100% of the development's open space requirement.
4. A maximum residential density of 1.25 units per acre, provided that at least 50% of the gross land area is permanently preserved as open space. A density bonus is allowed in exchange for a greater percentage of open space dedication; if at least 60% percent of the gross area is preserved as open space, then the maximum residential density for the development may be increased to 1.5 units per acre.

RECOMMENDATION:

Planning staff respectfully requests that the Board of Supervisors schedule a public hearing for its November 15th meeting to consider the proposed A-1 residential cluster amendment, pursuant to the Planning Commission's recommendation.

Please note that the proposed amendment includes a modification to the Subdivision Ordinance to allow for deviations to the lot size, width, and frontage requirements for residential cluster and open space lots within the A-1 zoning district. The proposed amendment also requires the deletion of regulations related to residential clustering in the 220-North Scenic Gateway overlay zoning district, the 220-North Rural Development overlay zoning district, and the 220-North Mixed-Use overlay zoning district.

ARTICLE III. DISTRICT REGULATIONS

DIVISION 1. AGRICULTURAL DISTRICT (A-1)

***Editor's note:** The Franklin County Comprehensive Plan includes a section to guide the county on zoning applications for agricultural areas. This section, entitled "Environmental, Land Use Considerations and Standards," is on pages 9-27 through 9-28 of the originally adopted plan of 1985.

Sec. 25-177. Purpose.

(a) This district includes unincorporated portions of the county that are occupied by various open uses such as farms, forests, lakes, reservoirs, streams and park lands. This district is established for the purpose of facilitating existing and future farming operations, preserving farm and forest lands, conserving water and other natural resources, reducing soil erosion, preventing water pollution, and protecting watersheds and reducing hazards from flood and fire.

(b) It is expected that certain desirable rural areas of this rural district may logically develop residentially at low density. It is the intent, however, to discourage the random scattering of residential, commercial or industrial uses in this district. It should also be presumed that the agricultural and forestry activities may produce some noise, odors and other effects and a certain level of tolerance for these effects must be expected of those who would dwell in this district. Special use permits will be employed to seek improved level of compatibility between uses. (Ord. of 5-25-88)

Sec. 25-178. Permitted uses.

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

Accessory uses.
Additions to existing schools.
Agricultural warehouses.
Agriculture, farming.
Antique shop.
Assembly halls.
Bed and breakfast establishments.
Cemeteries, community and commercial.
Cemeteries for animals.
Cemeteries on joint church property.
Churches.
Colleges.
Community center and building.
Conservation areas (public and private).
Day care center, day nursery.
Dormitories.
Expansion of existing parks owned by local, state or federal governments.
Forestral operations and management.
Garage, principle
Garages, storage of personal vehicles.
Gardens, private.
Greenhouses, nurseries.
Home occupations, Class A.
Home occupations, Class B.
Homes, single-family detached dwelling.
Homes, single-family detached dwelling with apartments on premises--(See section 25-188).
Kennels.
Landing strip (temporary use)--(See section 25-112)
Libraries.
Lodge halls.

Lodges
Manses, church-owned dwelling unit.
Manufactured homes.
Mobile homes, individual, placed in 20,000 square foot or greater lot.
Off-street parking.
Private dock, pier or boat house.
Playgrounds.
Portable and temporary sawmill.
Preserves, wildlife refuge (public).
Primitive campground.
Residential cluster development (See section 25-189.)
Roads, streets, rights-of-way, easements.
Sales, service and repairs of farm, garden or logging equipment.
Signs.
Stable, commercial (riding).
Stables, private.
Subdivisions meeting county subdivision ordinance and the regulations of section 25-180.
Temporary construction facilities, subject to the requirements of section 25-129.
Temporary events, subject to the requirements of section 25-134.
Tenant farmer.
Water systems.
Wayside stands.
Wind energy facilities; small system (See section 25-128(c)).
Veterinary hospitals and clinics.

(Ord. of 5-25-88; Res. No. 13-05-90, 5-21-90; Res. No. 17-09-90, 9-17-90; Res. No. 43-01-93, 1-19-93; Res. No. 19-10-94, § 2, 10-18-94; Res. No. 38-11-95, 11-21-95; Amend of 9-16-97; Ord. of 6-16-98; Res. No. 13-02-2002, 2-19-02; Ord. of 2-15-05(4); Amend. of 3-25-08(5); Res. No. 26-05-2008, 5-20-08; Res. No. 5-05-2009, 5-19-09)

Sec. 25-179. Special use permits.

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

Apartments in combination with business.
Archery ranges.
Automobile graveyard.
Boat club.
Campground (private)--(See section 25-155).
Campground (public)--(See section 25-155).
Carnivals, circuses, fairs and other events lasting more than ninety-six (96) hours but less than four (4) months.
Clubs (private).
Clubs (public).
Community docks, piers, and boat houses.
Convenience store.
Country club.

Country store.
Custom meat cutting operation.
Emergency service facilities--Fire, rescue.
Feed and seed processing mill.
Feed lots.
Feed mill operations.
Fish hatchery.
Flea market.
Food and groceries.
Funeral homes and mortuaries.
Garages, commercial, for automobiles, recreation vehicles, motorcycles.
General store.
Greenboxes.
Golf clubs, clubhouses.
Golf courses.
Golf driving range.
Grain mill operations.
Heliports, airports, landing strip (intensive use), landing strip (recreational use)--(See section 25-112).
[Home, single-family--(See section 25-188).]
Landfills, approved by State Health Department--Nonhazardous, nonradioactive.
Livestock market.
Lumber concentration yard.
Milk stations.
Mining--Conforming to state regulations.
Meat processing--Not a slaughterhouse.
Manufactured home parks (See section 25-137).
Motels, hotels, tourist and resort facilities.
Off-site mass drainfields (See section 25-144).
Off-site wells, water tanks and/or water systems (See section 25-145).
Parks.
Permanent chipping mill.
Permanent planing mill.
Permanent sawmill.
Public facilities.
Public garages.
Public offices.
Public power generation.
Public storage yards.
Public substations.
Public utilities.
Public utilities--Structures, towers, public water and sewer treatment plants.
Pulpwood storage and processing.
Quarrying--Conforming to state regulations.
Raceway.
Radio and television stations.
Radio and television towers.
Radio and television transmission/transmitters.
Recreational facilities (private).
Recreational facilities (public).
Restaurants.
Rifle range, gun clubs, shooting ranges.

Sales, service and repair of automobiles, trucks, recreational vehicles, motorcycles.
Schools (public and private).
Self-service storage facility.
Short-term tourist rental of dwelling.
Slaughterhouse.
Storage--Boat, recreational vehicle, and recreational trailer as a use allowed by special use permit.
Storage yard.
Summer camp.
Swim club.
Turkey shoot.
Wind energy facilities; large system (See section 25-128(c)).
Wind energy facilities, utility scale system (See section 25-128(c)).
Wood preserving.
Wood storage.

(Ord. of 5-25-88; Res. No. 30-08-89, 8-21-89; Res. No. 16-03-90, 3-19-90; Res. No. 18-07-90, 7-16-90; Res. No. 22-12-93, § 2, 12-21-93; Res. of 8-17-94; Amend. of 6-20-95; Res. No. 38-11-95, 11-21-95; Amend. of 12-19-95; Amend. of 9-16-97; Res. No. 26-09-99, 9-21-99; Res. No. 13-02-2002, 2-19-02; Ord. of 2-15-05(4); Res. No. 26-05-2008, 5-20-08; Res. No. 5-05-2009, 5-19-09; Res. No. 12-07-2010, 7-20-10)

Sec. 25-180. Area regulations.

Except as otherwise provided in Sec. 25-189, Residential cluster developments, the following lot area and lot coverage requirements shall apply to all lots within the A-1 zoning district.

(a) *Minimum lot size:*

- (1) Lots in this district shall have a minimum area of thirty-five thousand (35,000) square feet.
- (2) The minimum road frontage for lots of five (5) acres or less is equal to one hundred fifty (150) feet on a state-maintained primary road, one hundred twenty-five (125) feet on state-maintained secondary roads and not less than thirty (30) feet for lots fronting on a cul-de-sac. The minimum road frontage for lots of greater than five (5) acres shall be as required by the Subdivision Ordinance.

- (b) *Maximum percentage of lot coverage.* Not regulated.
(Ord. of 5-25-88; Ord. of 6-16-98; Res. No. 11-04-2001, 4-17-01)

Sec. 25-181. Maximum height of buildings.

- (a) The maximum height of buildings in this district shall be forty (40) feet.
- (b) Belfries, cupolas, chimneys, flues, flagpoles, television antennas, radio aerials, silos and water tanks are exempted.
- (c) Any building or structure shall be constructed, erected, installed, maintained and be of an approved type in accordance with the provisions of the BOCA Basic Building Code, as amended, and the Fire Prevention Code.
(Ord. of 5-25-88)

Cross references: Building regulations, Ch. 5; fire prevention and protection, § 8-11 et seq.

Sec. 25-182. Minimum dimensions.

Except as otherwise provided in Sec. 25-189, Residential cluster developments, the following dimensional requirements shall apply to all lots and structures within the A-1 zoning district.

- (a) *Front setback.* The minimum distance from the nearest point of the house or principal structure (including porches or stoops or any accessory buildings) to the centerline of the specified right-of-way shall be equal to sixty (60) feet or thirty-five (35) feet from the edge of right-of-way, whichever is greater, for property adjacent to state primary roads and equal to fifty-five (55) feet or thirty (30) feet from the edge of right-of-way, whichever is greater, for property adjacent to all other roads.

(b) *Side setback.* The minimum side setback, the distance from the side property line of a lot to the nearest point on the house or principal structure (including porches, stoops or accessory building), shall be ten (10) percent of the road frontage distance, with a minimum of ten (10) feet and a maximum of twelve (12) feet.

(c) *Rear yard.* The minimum rear setback, the distance from the rear property line of a lot to the nearest point on the house or principal structure (including porches, stoops or accessory building) shall be a minimum of thirty (30) feet. Rear yard requirements for property contiguous with Smith Mountain Lake may be reduced to twenty (20) feet. For property bordering Smith Mountain Lake, the distance will be measured from the recognized full pond level. Accessory structures up to five hundred seventy-six (576) square feet may be located in the rear yard as long as they are at least twelve (12) feet from the rear property line. In no case shall any structure be located on or below the eight-hundred-foot contour. Walkways and steps are exempt from rear yard requirements.

(d) *Minimum distance between main buildings.* For fire protection in low-density, agricultural areas, it is required that principal structures be no less than twenty (20) feet apart.

(e) *Corner lots.* The minimum setback distance from the nearest point of the house or principal structure (including porches, stoops or any accessory buildings) to the centerline of the specified right-of-way shall be equal to sixty (60) feet or thirty-five (35) feet from the edge of right-of-way, whichever is greater, for property adjacent to state primary roads and equal to fifty-five (55) feet or thirty (30) feet from the edge of right-of-way, whichever is greater, for property adjacent to all other roads.

(Ord. of 5-25-88; Res. No. 22-11-92, 11-17-92)

Sec. 25-183. Floor area requirements.

Conventional lots are not regulated.

(Ord. of 5-25-88)

Sec. 25-184. Minimum off-street parking space.

Two (2) off-street parking spaces shall be required on each building lot. Parking space shall be rectangular with one dimension at least ten (10) feet in length and the other dimension at least twenty (20) feet length and/or a total of 200 square feet.

(Ord. of 5-25-88)

Sec. 25-185. Open space requirements. ~~Reserved.~~

~~See the sections providing for the application of regulations and general regulations, sections 25-15 through 25-22 and 25-60 through 25-66.~~

Sec. 25-186. Reserved.

Sec. 25-187. Maximum number of units allowed per gross acre. ~~Reserved.~~

~~a) One (1) dwelling unit is allowed per one-half (1/2) acre or two (2) units per acre.~~

~~b) No more than two (2) detached dwelling units may be erected on a building lot.~~

~~(Ord. of 5-25-88)~~

Sec. 25-188. Special requirements.

(a) **Except as provided below, only** one (1) dwelling may be erected or placed on a single building lot as a permitted use.

~~(b) No more than two (2) dwellings may be erected or placed on a single building lot under the following circumstances:~~

~~1. The second dwelling is occupied by members of the immediate family of the occupants of the principal dwelling on the lot, including parents, grandparents, children, and grandchildren; or,~~

~~2. The second dwelling is occupied by persons who derive their principal means of livelihood from work on the farm on which the dwelling is situated; or,~~

~~3. The parcel is one hundred (100) acres or more in size.~~

(b) **A second dwelling may be erected or placed on a single building lot as a permitted use, under the following circumstances:**

1. The building lot is at least one (1) acre in area; and

2. The second dwelling is occupied by:

- a. members of the immediate family of the occupants of the principal dwelling on the lot, including parents, grandparents, children, and grandchildren; or
 - b. persons who derive their principal means of livelihood from work on the farm on which the dwelling is situated.
3. Regardless of occupancy, a second dwelling shall be permitted on a single building lot if the subject parcel is one hundred (100) acres or more in area.

(c) No more than two (2) dwellings shall be erected or placed on a single building lot.

(Res. No. 30-08-89, § 1, 8-21-89; Res. No. 27-06-95, 6-20-95)

Sec. 25-189. Residential cluster developments.

(a) Definition. For the purposes of this division, a residential cluster development shall be defined as a development consisting of single-family residential uses, where residential lots and associated infrastructure are concentrated on a portion of the subject land, with the balance of the subject land reserved as permanently undeveloped required open space.

(b) Requirement for residential clustering. The requirement for residential clustering is a function of the number of residential lots proposed and the total acreage of the proposed residential development.

1. Residential clustering is required based on the following formula: $L \geq (A / 2) + 10$, where L is the number of residential lots proposed, and A is the total acreage of the proposed residential development.
2. Residential cluster developments shall have a minimum of fifty (50) percent of the development's gross area reserved as permanently undeveloped required open space. Residential lots shall be clustered and arranged in accordance with the residential lot standards set forth in this division. Required open space shall be provided and arranged in accordance with the required open space standards set forth in this division.
3. The maximum residential density for residential cluster developments shall be 1.25 dwelling units per acre, based on the gross area of the development including required open space, provided that such open space accounts for a minimum of fifty (50) percent of the development's gross land area. The maximum residential density may be increased to 1.5 dwelling units per acre in exchange for a greater amount of open space, provided that such open space accounts for a minimum of sixty (60) percent of the development's gross land area.
4. Subdivisions that meet the requirements for "family division," as defined by the Franklin County Subdivision Ordinance, are exempt from the requirements of section 25-189; however, subdivisions that meet the requirements for "family division" may develop as residential cluster developments, provided that they meet the residential lot and required open space standards set forth in this division.
5. Any residential development that does not meet the clustering requirement set forth above, may nonetheless develop as a residential cluster development in accordance with the residential lot and required open space standards set forth in this division. Such residential cluster developments shall be required to reserve a minimum of fifty (50) percent of the development's gross area as permanently undeveloped required open space.
6. All new streets or roads serving residential lots within a residential cluster development shall be constructed to VDOT standards and dedicated into the state maintenance system.

(c) Standards for residential lots within residential cluster developments. The following standards shall apply to the design and arrangement of residential lots within residential cluster developments:

1. Where residential lots within residential cluster developments have frontage on a road classified by VDOT as a primary road, the following residential lot standards shall apply:
 - a. The minimum lot size shall be 20,000 square feet.
 - b. The minimum road frontage shall be 150 feet.
 - c. For lots fronting onto a cul-de-sac, the minimum road frontage shall be 30 feet, provided that the lot is at least sixty (60) feet wide as measured at the required front setback line.
2. Where residential lots within residential cluster developments have frontage on an existing road classified by VDOT as a secondary road, the following residential lot standards shall apply:
 - a. The minimum lot size shall be 15,000 square feet.
 - b. The minimum road frontage shall be 125 feet.
 - c. For lots fronting onto a cul-de-sac, the minimum road frontage shall be 30 feet, provided that the lot is at least sixty (60) feet wide as measured at the required front setback line.
3. Where residential lots within residential cluster developments have their frontage solely along new secondary streets or roads, the following residential lot standards shall apply:
 - a. The minimum lot size shall be 10,000 square feet.
 - b. The minimum road frontage shall be 75 feet.
 - c. For lots fronting onto a cul-de-sac, the minimum road frontage shall be 30 feet, provided that the lot is at least sixty (60) feet wide as measured at the required front setback line.

(d) Front setback requirements for structures on residential lots within residential cluster developments. The following standards shall apply to the placement of all buildings and structures on residential lots within residential cluster developments:

1. Where residential lots within residential cluster developments have frontage on a road classified by VDOT as a primary road, the minimum front setback shall be thirty-five (35) feet from the edge of right-of-way or sixty (60) feet as measured from the centerline of the right-of-way, whichever is greater.
2. Where residential lots within residential cluster developments have frontage on an existing road classified by VDOT as a secondary road, the minimum front setback shall be thirty (30) feet from the edge of right-of-way or fifty-five (55) feet as measured from the centerline of the right-of-way, whichever is greater.
3. Where residential lots within residential cluster developments have frontage solely on new secondary streets or roads, the minimum front setback shall be twenty (20) feet from the edge of right-of-way or forty-five (45) feet as measured from the centerline of the right-of-way, whichever is greater.

(e) Other setback requirements for structures on residential lots within residential cluster developments. The following standards shall apply to the placement of buildings and structures with respect to residential lot lines:

1. Principal structures shall meet the following required setbacks:
 - a. The minimum side setback shall be ten (10) feet.
 - b. The minimum rear setback shall be twenty (20) feet.
2. Accessory structures shall meet the following required setbacks:
 - a. The minimum side setback shall be five (5) feet.
 - b. The minimum rear setback shall be five (5) feet.
3. Corner lots shall be deemed to have a primary front, defined as the lesser of the two road frontages; and a secondary front, defined as the greater of the two road frontages. The property line opposite the primary front shall be considered a rear property line; the property line opposite the secondary front shall be considered a side property line.
For corner lots, the following required setbacks shall apply to all principal structures:
 - a. Primary front: see Sec. 25-189 (d).

- b. Secondary front: a minimum of twenty (20) feet, as measured from the edge of the right-of-way, or forty-five (45) feet, as measured from the centerline of the right-of-way, whichever is greater.
- c. Side: a minimum of ten (10) feet.
- d. Rear: a minimum of twenty (20) feet.

For corner lots, the following required setbacks shall apply to all accessory structures:

- e. Primary front: see Sec. 25-189 (d)
- f. Secondary front: a minimum of twenty (20) feet, as measured from the edge of the right-of-way, or forty-five (45) feet, as measured from the centerline of the right-of-way, whichever is greater.
- g. Side: a minimum of five (5) feet.
- h. Rear: a minimum of five (5) feet.

(f) Standards for required open space within residential cluster developments. The following standards shall apply to the design and arrangement of required open space within residential cluster developments:

1. Areas of required open space shall be platted as required open space lots distinct from residential lots. Required open space lots are not required to have road frontage; however, required open space lots must be accessible either by means of direct road frontage, or by private access easement, with a minimum width of fifteen (15) feet.
2. Required open space lots shall have a minimum lot area of two thousand (2,000) square feet.
3. Required open space lots shall measure at least fifty (50) feet in width, as measured at the narrowest dimension.
4. A minimum of twenty-five (25) percent of the required open space shall consist of land that is not steeply sloped. For the purposes of this section, steep slopes are defined as having a slope greater than twenty-five (25) percent.
5. All structures located on required open space lots must be set back a minimum of twenty (20) feet from any property line.

(g) Ownership and management of required open space within residential cluster developments. Areas of required open space shall be platted as required open space lots distinct from residential lots, with such required open space lots subject to the following ownership and management requirements:

Required open space lots shall be owned and managed by a common owner, which may include a nonprofit association, a nonstock or membership corporation, trust, or foundation, provided that such common owner include all owners of residential property within the residential cluster development. Such arrangement shall conform to the following:

1. The developer must establish the common ownership entity prior to the sale of any residential lots within the residential cluster development.
2. Membership in the common ownership entity shall be mandatory for all residential property owners, present or future, within the residential cluster development.
3. The entity shall manage all required open space and recreational and cultural facilities; shall provide for the maintenance, administration and operation of said land and improvements, and any other land within the residential development; and shall secure liability insurance on the land.
4. The entity shall conform to the Condominium Act, Code of Virginia, 1950, §§ 55-79.39 through 55-79.103, as amended to date.

(h) Use of required open space within residential cluster developments. Areas of required open space may be used as follows:

1. Permitted uses.
Agriculture, farming.

- Conservations areas (public and private).
 - Forestal operations and management.
 - Playgrounds.
 - Preserves, wildlife refuge (public).
 - Stable, commercial (riding).
 - Stables, private.
2. Special use permits.
 - Country club.
 - Golf clubs, clubhouses.
 - Golf courses.
 - Parks.
 - Recreational facilities (private).
 - Recreational facilities (public).
 - Swim Club.
 3. The land area (footprint) of any structure located within required open space shall not count toward the fulfillment of the required open space acreage requirement.
 4. Wells, water systems, drainfields, waste-water treatment facilities, and/or public utilities may be located in areas of required open space. However, the land area (footprint) of any associated above-ground structure shall not count toward the fulfillment of the required open space acreage requirement.

Sec. 25-190. Reserved.

General discussion ensued.

(RESOLUTION #03-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to advertise for a public hearing during the Board meeting to be held in November, as presented.

MOTION BY: David Cundiff

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

REQUEST FROM TOWN OF ROCKY MOUNT TO EXTEND WATER AND SEWER TO DIAMOND AVENUE EXTENSION/LILLIE'S LEISURE

Neil Holthouser, Director, Planning & Community Development, advised the Board, the Town of Rocky Mount requests that the Franklin County Board of Supervisors consider a request to extend Town water and sewer utilities into an unincorporated area of Franklin County, located along Diamond Avenue Extension, immediately adjacent to the Town limits.

The subject parcel is identified as Tax Map/Parcel # 63-49. The property consists of approximately 16.78 acres, and is owned by Southwest Builders, Inc. The owners of the property have entered into an agreement with Lillie Joe Windley Housing, Inc., to sell a portion of the 16.78-acre site for the purpose of developing a 44-unit residential development for the housing of low-income elderly citizens. Southwest Builders intends to reserve some land with immediate frontage along Diamond Avenue for future development of single-family detached home sites.

The property was previously the subject of a request in March 2005 to extend Town water and sewer for a 44-unit, single-family detached residential subdivision, known at the time as Rocky Mountain Highlands. The Franklin County Board of Supervisors approved the request to extend Town utilities to the site. However, the Rocky Mountain Highlands project was never developed, the planned utilities were never constructed, and the property was not subdivided into individual building lots.

ANALYSIS:

In recent months, a new project has emerged, known as Lillie's Leisure, that would provide housing for low-income elderly residents. The Town of Rocky Mount has reviewed the project, and determined that it is substantially different from the earlier Rocky Mountain Highlands project, thus requiring new approval from the Town to extend water and sewer utilities. In August 2011, the Rocky Mount Town Council voted to approve the extension of water and sewer utilities for the

Lillie's Leisure project, subject to approval by Franklin County. The Town Council gave conditional approval for water and sewer extension to the residual land owned by Southwest Builders along Diamond Avenue, also subject to County approval.

Southwest Builders is not proposing to develop its residual land along Diamond Avenue at this time. Planning staff estimates that the residual land could be subdivided into a maximum of eight (8) building lots, in accordance with the Franklin County Subdivision Ordinance.

Franklin County Planning staff has reviewed grading, development, and erosion & sediment control plans for the Lillie's Leisure project, and has deemed the plans approvable subject to authorization from the Board of Supervisors to allow the water and sewer extension. Staff notes that the plans call for the dedication of a 10-foot wide emergency access easement, to be granted to Franklin County and the Town of Rocky Mount, to the rear of the Lillie's Leisure project heading east toward Sycamore Street.

Staff has expressed some concern about the adequacy of this easement, given that it will be an unimproved path, and does not connect all the way to Sycamore Street. (The subject parcel does not have frontage along Sycamore Street.) Staff has also expressed concerns in the past about emergency access along Diamond Avenue extension, given that development in the area is serviced by only one public road, which crosses a railroad track and a creek prone to flooding. These issues were not addressed in 2005, when the Board previously authorized the extension of utilities to the site for the Rocky Mountain Highlands project. The developer of the Lillie's Leisure is aware of staff's concerns, and intends to be present at the October 18th Board meeting to address any issues that may arise from the Board.

RECOMMENDATION:

Staff recommends that the Board of Supervisors consider the Town of Rocky Mount's request to extend water and sewer utilities to the subject property. If satisfied that the project will provide adequate emergency access for elderly citizens and other residents of the site, staff recommends that the Board authorize the County Administrator to execute an agreement with the Town of Rocky Mount to extend Town water and sewer.

The following information was provided by the Town of Rocky Mount:

August 12, 2011

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

Dear Mr. Huff:

The Rocky Mount Town Council has given approval for Lillie Joe Windley Housing, Inc. to extend Town utilities to a 44 unit senior housing development known as "Lillie's Leisure" to be developed on property located off of Diamond Avenue currently owned by Southwest Builders, Inc.

An agreement to extend utilities to this property was previously contemplated in May of 2005 (see enclosed letter). Given the significant change in proposed land use, the Town requested that a new agreement for utility connection be developed. A copy of the agreement is enclosed.

Please feel free to call me if you have any questions regarding this matter.

Sincerely,

C. James Ervin
Town Manager



ITEM(S) TO BE CONSIDERED UNDER:

- Consent Item Old Business New Business Committee Report
 Other

FOR COUNCIL MEETING DATED: August 8, 2011

STAFF MAKING REQUEST:	C. James Ervin Town Manager
BRIEF SUMMARY OF REQUEST:	<p>Council authorized the extension of utilities to serve a development called "Lillie's Leisure" off of Diamond Avenue in Franklin County. The Town, the land owner, and the developer have codified the requirements and authorizations issued by Town Council in two agreements presented for your consideration.</p> <p>I ask for authorization to enter into the attached agreements, in substantially the form submitted, allowing for adjustments by Counsel, on behalf of the Town.</p> <p>The agreement with Lillie Joe Windley Housing, Inc. establishes that:</p> <ul style="list-style-type: none"> • The Town is willing to authorize and grant extension of municipal water and sewer utility connections. • That the connection will serve only a proposed multifamily senior housing development featuring 44 units along with a community building. • The Developer will submit suitable engineering plans and specifications for the proposed utility infrastructure. • The Developer will construct the proposed development in compliance with the Town of Rocky Mount's Subdivision Ordinance. • The Developer will pay a water and sewer connection fee in the amount of Eighteen Thousand Dollars (\$18,000.00) for each of the eight residential structures and Ten Thousand Dollars (\$10,000) for the community center/club house building, resulting in a total utility connection fee for the development of One Hundred Fifty Four Thousand Dollars (\$154,000). • The Developer will dedicate a 10-foot-wide emergency access easement to Franklin County, The Town of Rocky Mount and the Commonwealth.

	<p>The agreement with Southwest Builders Inc. establishes that:</p> <ul style="list-style-type: none"> • If Southwest develops the residual parcels, they will pay a utility connection fee based on the rates then in effect when a building permit is obtained. • Southwest agrees to develop the residential parcels in compliance with the Town's Single Family Low Density Residential R-1 Zoning regulations. • That the requirement for development according to the Town's Single Family Low Density Residential R-1 zoning regulations will run with the land in the event that a parcel is sold. • Southwest will dedicate a 10-foot-wide emergency access easement to Franklin County, The Town of Rocky Mount and the Commonwealth.
ACTION NEEDED:	Approval/denial for authorization to enter into the attached agreements, in substantially the form submitted, allowing for adjustments by Counsel, on behalf of the Town

Attachment(s): Yes

<p>FOLLOW-UP ACTION: (To be completed by Town Clerk)</p>
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AGREEMENT BETWEEN LILLIE JOE WINDLEY HOUSING, INC. AND THE TOWN OF ROCKY MOUNT VIRGINIA

The parties to this Agreement are the Town of Rocky Mount, a Virginia Municipal Corporation (hereafter "TOWN"), and Lillie Joe Windley Housing, Inc. a North Carolina nonprofit corporation (hereafter "OWNER").

WHEREAS, TOWN is willing to authorize and grant extension of municipal water and sewer utility connections to OWNER, and gives OWNER permission to connect at OWNER'S expense, and in a manner approved by TOWN, to the utilities to serve a parcel identified as Tax Map 6300, Parcel 4900,(hereafter "PARCEL") or portion of such PARCLE as may be purchased by OWNER.

WHEREAS, OWNER agrees that this connection will serve only a proposed multifamily senior housing development featuring 44 units along with a Community Building that will be constructed and operated generally as presented to the Town of Rocky Mount and as depicted on the preliminary site plan submitted to the Town on November 19, 2010.

WHEREAS, OWNER will submit suitable engineering plans and specifications for the proposed utility infrastructure to TOWN for approval prior to construction; and

WHEREAS, OWNER will construct the proposed development in compliance with the Town of Rocky Mount's Subdivision Ordinance and will submit plans for approval with same prior to construction; and

WHEREAS, A deed dedicating public utility easements where specified on such plans and designs will be filed prior to construction; and

WHEREAS, OWNER will pay to TOWN a water and sewer connection fee in the amount of Eighteen Thousand Dollars (\$18,000.00) for each of the eight residential structures and Ten Thousand Dollars (\$10,000) for the community center/club house building, resulting in a total utility connection fee for the development of One Hundred Fifty Four Thousand Dollars (\$154,000); and

WHEREAS, OWNER will dedicate a 10-foot-wide emergency access easement to Franklin County, The Town of Rocky Mount and the Commonwealth of Virginia in a location generally as presented on the concept plan submitted and attached as Exhibit A, to the Town of Rocky Mount Council on February 15,2011, with the final positioning of the easement to be negotiated by all parties and adjusted due to ground form conditions or future development plans.

WHEREAS, OWNER will arrange for Town staff to inspect all public utility improvements at the time of installation.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL BENEFITS, PROMISES AND OBLIGATIONS PROVIDED FOR HEREIN,THE PARTIES HERETO, ON BEHALF OF THEMSELVES AND THEIR SUCCESSORS AND ASSIGN, HERBY COVENANT AND AGREE TO THESE TERMS.

IN WITNESS WHEREOF, TOWN does hereunto set its hand and seal this ____ day of March, 2011.

Town of Rocky Mount

By _____(SEAL)

Mr. C. James Ervin, Town Manager

STATE OF VIRGINIA, AT-LARGE,
COUNTY OF FRANKLIN, to-wit:

The foregoing instrument was acknowledged before me this ____ day of _____, 2011, by C. James Ervin, Town Manager, on behalf of the Town of Rocky Mount, a municipal corporation.

My commission expires: _____

Notary No. : _____

Notary Public

IN WITNESS WHEREOF, OWNER does hereunto set its hand and seal this ____ day of March, 2011.

Lillie Joe Windley Housing, Inc.

By _____(SEAL)
Ruben Hassell Jr., Chairman

STATE OF NORTH CAROLINA,
COUNTY OF _____:

The foregoing instrument was acknowledged before me this ____ day of _____, 2011, by Ruben Hassell Jr., Chairman, on behalf of Lillie Joe Windley Housing, Inc, a North Carolina nonprofit corporation.

My commission expires: _____

Notary Public
Notary No. N/A

Charles Wagner, Chairman, stated he would like to see that any issues regarding an adequate public safety easement be addressed and assured by the developer prior to any further action.

(RESOLUTION #04-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to table the issue until November.

MOTION BY: Leland Mitchell

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

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

WESTLAKE BAPTIST CHURCH BASEBALL FIELD

Russ Johnson, Supervisor, Gills Creek District, advised the Board he had spoken with Brad Basham who had requested approval for non-full-cutoff fixtures under the current Zoning Ordinance for the Westlake Baptist Church Baseball field. Currently, such ball field lighting is prohibited by the ordinance. General discussion ensued.

Staff will report back to the Board with possible amended verbiage to the lighting ordinance.

Chairman Wagner recessed the meeting.

Chairman Wagner called the meeting to order.

FUND BALANCE RECOMMENDATIONS

Richard E. Huff, II, County Administrator, stated for the Board, on a cash basis, the County's Undesignated Fund Balance as of June 30, 2011 was \$16.2 million. The County's Fund Balance policy requires a balance of \$12.1 million, a difference of \$4.1 million. This represents an increase of \$50,000 over June 30, 2010. The Schools have reported an expenditure savings of \$2.6 million although approximately \$1.6 million of this amount is from Federal programs and Cafeteria funds which will have to be re-appropriated thereby leaving available funds of approximately \$1 million.

The Non-School budget showed an expenditure savings of \$2.1 million and revenues in excess of budget of \$1.7 million. This represents 2.6% of total non school expenditures and 2.3% of total revenues.

Since June 30, 2011, carryover funds in the amount of \$1.4 million were approved for set aside funds, encumbered funds, and departmental requests plus the pending request for school buses. This brings the difference between cash balance and policy target to \$2.2 million.

This \$2.2 million over our Fund Balance Policy represents one-time monies that should not be used for recurring expenses without a plan to replace. At that point, they become just like the stimulus funds that have caused us considerable trouble in addressing. There are, however, a number of capital needs that are pressing but underfunded at this time.

Possible projects to consider are as follows:

1. As previously reviewed, the County expects to borrow \$11.2 million over the next 7 years for landfill construction.
2. The School CIP requests in the School Board approved plan submitted to the Board ranges from \$3.7 million to \$4 million each year. There is currently \$880,000 annually available in recurring funds for this plan.
3. On Friday of this week, Solution Matrix will hold its ribbon cutting signaling another success at the Commerce Park. There are only 2 tracts, however, left for Industrial Development purposes in the Community's inventory. Funds to purchase and develop future sites for job creation currently represent only \$400,000 for what could well be a multimillion dollar investment for land, utilities, roads, site grading and development, etc.
4. A Fire/EMS station at Glade Hill has been planned at a cost of \$1,625,000 and one at Westlake estimated at \$1,037,500. Current plans are to borrow these funds.
5. High School/Middle School Expansion Project – While still on the drawing board as to exactly what the recommended plan will be to address the need for space at both the High School and the Middle School, costs range from \$40-100 million. No funds have currently been set aside for this need.

The need to maintain the current Funds Balance policy is underscored in reviewing the September Fund Balance of \$8.1 million. This is generally the low point of the year from a cash flow perspective and represents roughly three weeks budgetary reserves.

The amount held above the Fund Balance policy could be reserved to help with what is to be a certain shortfall next year. Using one time monies that will not repeat the next year can help spread the need to make deep cuts over two years rather than all in one year but also creates a budget shortfall the following year if growth revenues do not rebound.

RECOMMENDATION:

Staff recommends that the Board split the savings of \$2.2 million into three areas:

1. \$750,000 Business Park Development
2. \$450,000 Capital Reserve Fund that could be used for future School or County CIP needs.
3. \$1,000,000 Landfill Capital Set Aside Fund

All three of these are capital accounts that require future Board approval to appropriate for expenditure before they could be expended.

Russ Johnson, Supervisor, Gills Creek District, requested the Board to be afforded the opportunity to digest the information before taking action.

Mr. Huff stated the savings could be placed in the 3 aforementioned areas and could be moved at anytime.

General discussion ensued and the Board will discuss further during their November meeting.

NAFF ROAD GREEN BOX COLLECTION SITE

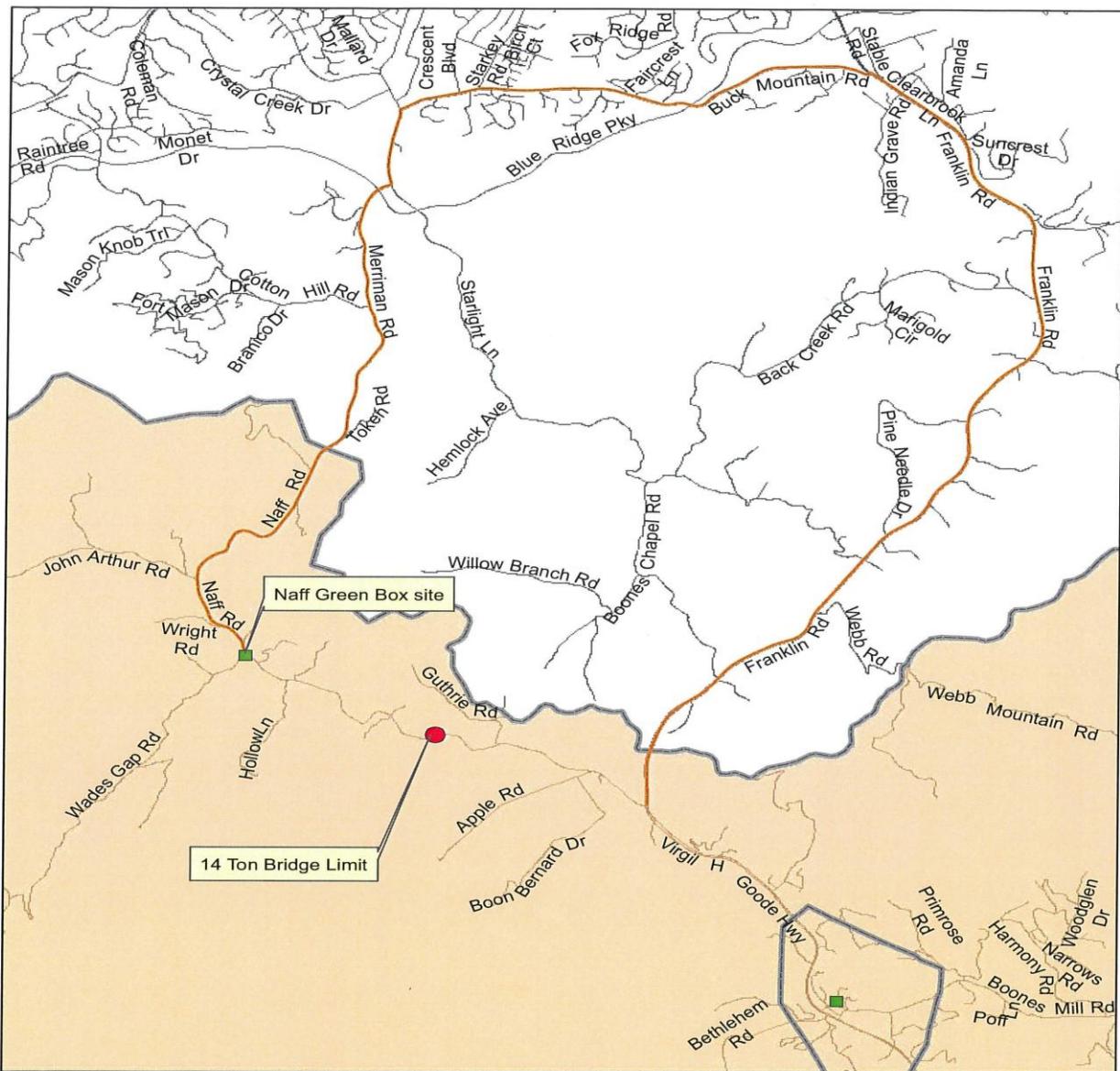
Richard E. Huff, II, County Administrator, advised the Board staff has recently been made aware of the weight limit restrictions on several bridges within the County which impact the ability of our solid waste trucks to cross. Immediately, all bridges in Franklin County were reviewed for weight

restrictions and alternate routes were identified to avoid 4 bridge crossings located at Colonial Turnpike, Henry, Ferrum Mountain Road and Chestnut Hill Road where County trucks exceeded posted weight limits.

Staff has researched available alternatives regarding the Naff Road/Rt.613 greenbox site for which an alternative route is not readily available. This site requires crossing a bridge approximately 1.5 miles from Rt. 220 which has a posted weight of 14 tons. The distance from Rt. 220 to the Naff Road site is 2.7 miles. Due to the weight of the County trucks at 18.5 tons, empty, the County has temporarily contracted with a private hauler to pick up the site daily at a cost of \$120.00 per pull. The hauler has a single axle truck which weighs nine (9) tons and meets legal weight requirements.

Staff has submitted a memo for the Board’s review which addresses alternatives and have estimated the cost for each option identified. It should be noted that some options will require additional personnel and/or equipment necessitating an increase in the solid waste budget.

RECOMMENDATION: Staff is seeking the Board of Supervisor’s guidance and direction as to addressing the Naff Road greenbox site.



Naff Green Box Site Alternate Route



Staff has recently been made aware of the weight limit restrictions on several bridges within the County which impact the ability of our solid waste trucks to cross. Staff engaged both the solid waste staff and our GIS staff to assist in identifying alternative routes for the collection of greenboxes which require the crossing of bridges that cannot accommodate either the weight of the empty front loader truck (18.5 tons) or the truck loaded (approximately 26-27 tons). It has been identified that five (5) bridges required rerouting of trucks. In four (4) of the cases the reroute was completed resulting in additional annual miles traveled of 4489 and requiring additional annual driver time of 267 hours. This results in estimated additional annualized expense of \$8,000.

At the Naff Road greenbox site, the County had two (2) eight cubic yard boxes that were collected/emptied every day. Since the only way to access the site from Franklin County was across a bridge posted at 14 tons, staff determined that we did not have the necessary equipment to be in compliance so a private hauler has been contracted to place and haul a twenty (20) cubic yard tub at \$120.00 per pull until we could analyze alternatives. The tub is currently being pulled daily and will cost \$43,800 annually, if continued. The two (2) Franklin County boxes have been removed. The private hauler is capable of delivering and picking up the tub because they utilize a single axle truck weighing nine (9) tons empty. The tub full, weighs approximately one (1) ton which when combined with the smaller truck is less than the bridge maximum of fourteen (14) tons. The County tandem axle rolloff truck weighs approximately sixteen (16) tons empty.

Staff has mapped an alternate route to the Naff Road site which would require travel along Route 220 into Roanoke County to Clearview, across Buck Mountain to the intersection of Starkey Road and then up Merriman Road (map attached). This route would be a little over 26 miles round trip and projected to take approximately 1.25 to 1.5 hours to navigate due to traffic, road conditions and distance. Staff also has concern with the steepness of Merriman Road and the inability to access the greenbox site under adverse weather conditions. Again, this is a daily route.

For information purposes, please note that it is 4.7miles to the greenbox site located in Boones Mill from the Naff Road site.

Alternative Considerations

Staff had analyzed five (5) options available as follows:

1. Reroute County trucks through Roanoke County at an additional annualized cost of \$18,000 (\$9,000 for fuel and \$9,000 for personnel for additional part time help). However, staff must address an arch over the road at the Blue Ridge Parkway for height clearance.
2. Continue to utilize private hauler at a projected annualized cost of \$43,800.
3. Purchase a single axle roll-off truck and promote a current part time driver to full time with benefits. We contacted Cavalier Equipment and were advised a single axle truck will cost approximately \$110,000 (\$110,000 – truck, \$16,900 – increase driver/benefits to full time). Annualized cost is estimated at \$116,900 for the first year and an additional cost of \$16,900 in subsequent years.
4. Remove the boxes at the Naff Road greenbox site and place them at the Boones Mill greenbox site. No additional staff or funding is required; however the distance to the closest greenbox site will increase for some residents.
5. Identify a new site on the Boones Mill side of the posted bridge and move the site closer to the boxes in Boones Mill. This option would require locating a parcel which could be approved for a VDOT Commercial entrance permit, a potential property lease or purchase, and site construction.

Staff has contacted Brian Blevins, Franklin County VDOT engineer regarding the possibility of a bridge structure weight waiver. Mr. Blevins is researching the waiver but the application addresses emergency vehicles only, requires analysis and certification annually by a licensed professional engineer and is vehicle specific. Mr. Blevins could not identify what expense, if any, is the responsibility of the County.

We would be pleased to discuss other options or suggestions. If we may be of further service in this regard or should you have any questions or suggestions, please let us know.

General discussion ensued.

Ronnie Thompson, Boone District Supervisor, requested the Board to afford him a couple of weeks to hold a meeting regarding the potential removal of the Naff greenbox site until November 1, 2011 unless an alternative solution will come forth.

The Board directed staff, due to VDOT bridge weight restrictions, to have the Naff greenbox site potentially be moved to the Boones Mill greenbox site as of November 1, 2011 pending other alternatives.

A Fall Board Retreat will be discussed during the November meeting.

OTHER MATTERS BY SUPERVISORS

APPOINTMENTS:

- Industrial Development Authority (Term Expires 11/18/2011) Gills Creek & Boone Districts
- Western Virginia Regional Jail Authority
- West Piedmont Planning District Commission Board

(RESOLUTION #05-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Charles Wagner and Christopher Whitlow to serve on the Western Virginia Regional Jail Authority and to appoint David Cundiff to serve as an alternate (replacing Wayne Angell) with said terms to expire December 31, 2012.

MOTION BY: Russ Johnson

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

(RESOLUTION #06-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to re-appoint Bobby Thompson and Leland Mitchell to serve on the West Piedmont Planning District Commission Board with said terms to expire December 31, 2012.

MOTION BY: David Cundiff

SECONDED BY: Russ Johnson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

COMMUNITY HEALTH CENTER GRANT APPLICATION

Bobby Thompson, Supervisor, Blue Ridge District, advised the Board the Tri-Area Community Health Center located in Ferrum will be seeking grant funds. Mr. Thompson requested a letter of support from the Board to accompany the grant application.

(RESOLUTION #07-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to authorize staff to forward a letter of support for the Tri-Area Community Health Center Grant Application.

MOTION BY: Bobby Thompson

SECONDED BY: Wayne Angell

VOTING ON THE MOTION WAS AS FOLLOWS:

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

GRASSY HILL ROAD TO RT. 775

Wayne Angell requested to have placed on the November agenda a speed limit study on Grassy Hill Road to State Route 775.

COUNTY LIGHTING ORDINANCE

Mr. Johnson reported that he was contacted by Mr. Brad Basham re: lighting requirements for a baseball field located on Scruggs Road. Mr. Basham's was frustrated that the current County ordinance for lighting does not address baseball fields. After talking with Neil Holthouser about the current ordinance, Mr. Johnson agreed that there is insufficient guidance in today's ordinance to allow the County's Planning and Zoning Director to make a decision on Mr. Basham's request. Therefore, Mr. Johnson asked the Board to agree to have Mr. Holthouser draft and bring forward some possible revised lighting ordinance amendments which addresses baseball fields and to have it ready for review by the November meeting. The Board concurred with the request.

CONSIDERATION OF SMITH MOUNTAIN MARINE BUSINESS ASSOCIATION RESOLUTION

Russ Johnson requested the Board to respond to the Smith Mountain Marine Business Association's letter to the Board of Supervisors concerning the County's responsibility to protect its citizens at the lake from losing their docks to AEP\FERC via the implementation of SMP rules adopted in the 2005 Shoreline Management Plan. The Board concurred with Mr. Johnson's request.

Russ Johnson, Supervisor, Gills Creek District, requested Board consideration on the following Smith Mountain Marine Business Association resolution:

SMITH MOUNTAIN MARINE BUSINESS ASSOCIATION

RESOLUTION

Request for the Counties to Write and Enforce Shoreline Regulations

WHEREAS, one of the stated Goals of the current, flawed Appalachian Power Company (APCO) SMP is: *Striving for a balance that supports local economic interests yet protects environmental and recreational resources and that allows the public to enjoy these interests and resources.* The APCO Shoreline Management Plan fails to meet this goal; and

WHEREAS, the Smith Mountain Project: (1) has great economic importance to the region; (2) is recognized as the main economic engine for area surrounding Smith Mountain and Leesville lakes for the last forty five years, and; (3) that the APCO Shoreline Management Plan as currently imposed damages economic growth through burdensome regulation for no offsetting purpose; and

WHEREAS, disregarding existing adequate Federal, State, and Local Regulations, the APCO Shoreline Management Plan violates existing regulations and imposes unneeded and more limiting regulations; and

WHEREAS, there is no scientific basis to impose the unsupported and unnecessary regulatory burdens of the APCO Shoreline Management Plan; and

WHEREAS, Local governments in the Commonwealth of Virginia are constitutionally responsible for regulation of development and land use, however, the APCO Shoreline Management Plan continues to wrongly permit APCO to classify the Smith Mountain Lake Shoreline in a manner that limits residents and businesses access to and use of project waters; and

WHEREAS, on the permit application it requires that the owner of the land provide written authorization that APCO has the authority over the owner's use of the land both above and below the water level, and includes a restriction that only six (6) feet of shoreline can be used to enter the lake. The written authorization is notarized and recorded at the county courthouse; and

WHEREAS, if all requirements are met in the Shoreline Management Plan by an applicant, APCO still reserves the right to deny the permit; and

WHEREAS, regarding Dock Ownership and Transfer, APCO insists on a non-standard practice of individual assignment of dock permits; for example, before re-assignment of a dock permit, APCO often forces the seller to modify the dock to meet the most current regulations; for this instance, SMMBA recommends that dock assignments should transfer with the property deeds, being grandfathered as all structures fixed to land so pass under Virginia property APCO Shoreline Management Plan discourages proper maintenance of structures in the project boundary by limiting their maintenance to 50%, SMMBA recommends that maintenance actions no longer be limited; and

WHEREAS, Appalachian Shoreline Management Plan penalizes land owners who want to stop the erosion of property even when the erosion is washing beyond project boundaries by requirement of planting bushes and trees outside the project boundaries some even above the 800 contour; and

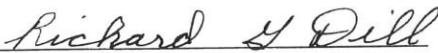
WHEREAS, APCO SMP does not allow any dredging from 793.5 to 795 and has an eight (8) foot draw down of water level but only allows to maintain to a six (6) foot depth which leaves 2 feet of silt at lowest water draw down level rendering many areas unnavigable, impassable and dangerous; and

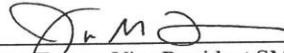
WHEREAS, regarding regulations for shoreline business, APCO's SMP imposes restrictions on food preparation, sale of food and beverages, boating supplies, other items, and restaurant seating within the project area, none of which are reasonable or justified. These unnecessary regulations limit the ability of marine businesses to innovate, to serve their customer's needs and expectations; and threaten these businesses future existence; and

WHEREAS, SMMBA views APCO's permitting and enforcement processes as so non-responsive and obstructionist as to fail minimum license requirements, as there are no office hours, permit processing timelines, and both phone and written correspondence, including electronic delivery, is frequently ignored and responses inordinately delayed for days, weeks, and in some cases even months. Permitting is cumbersome and unnecessarily complicated, resulting in unnecessary delays that the impact resident's property improvement timelines and contractor payment schedules, costing thousands of dollars in idle labor costs, loss of skilled employees among member businesses.

THEREFORE BE IT RESOLVED: The Board of Directors and members of the Smith Mountain Marine Business Association (SMMBA), representing the interests of 34 businesses and the citizens in the four counties it serves, unanimously requests that the sovereign Counties of Bedford, Campbell, Franklin, and Pittsylvania reassert their authorities, as granted by the Constitution of the Commonwealth of Virginia at Article 1 Sections 7 and 14, to regulate land use and subdivision within the project boundary of the Smith Mountain project, in accordance those powers granted by the Commonwealth to the localities under **Virginia Code - Title 15.2 — COUNTIES, CITIES AND TOWNS**. Specifically, that each of the Counties author and adopt reasonable regulations to administer the shorelines of the Smith Mountain Project and enforce those regulations, independent of and as events unfold, substituting for such regulations currently imposed by APCO's Shoreline Management Plan.

This Resolution was adopted by the Smith Mountain Marine Business Association Board of Directors at its meeting of September 12th, 2011 as attested to below.


Richard (Dickie) Dill, President SMMBA


Jason Turner, Vice President SMMBA

Chairman Wagner commended Russ Johnson, Gills Creek District Supervisor on the hours he has spent on the TLAC/TCRC Boards serving the citizens of the County.

TLAC/TCRS

Russ Johnson, Gills Creek District Supervisor, briefed the Board on the following FERC meetings:

- Tomorrow, 10/19 seven of us will go to Washington D.C. and present to Senator Warner, FERC, and AEP. Our presentation is called "A United Community" and we will outline our history and discuss the seven major concerns we have and suggest how they can be resolved.
- On October 25, the C.U.R.B. Organization goes to Washington to meet with Congressman Hurt and other lake residents from around the United States that are having similar problems with FERC and their respective power company.

CLOSED MEETING
(RESOLUTION #08-10-2011)

BE IT THEREFORE RESOLVED, by the Board of Supervisors to into a closed meeting in accordance with 2.2-3711, a-5, Discussion of a Prospective New Business or Industry or of Expansion of an Existing, of the Code of Virginia, as amended.

MOTION BY: Russ Johnson

SECONDED BY: David Cundiff

VOTING ON THE MOTION WAS AS FOLLOWS:

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

MOTION: Ronnie Thompson

RESOLUTION: #09-10-2011

SECOND: Leland Mitchell MEETING DATE October 18, 2011
WHEREAS, the Franklin County Board of Supervisors has convened an closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act: and

WHEREAS, Section 2.2-3712(d) of the Code of Virginia requires a certification by this Franklin County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of Supervisors hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Franklin County Board of Supervisors.

VOTE:

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

NAYS: NONE

ABSENT DURING VOTE: NONE

ABSENT DURING MEETING: NONE

Chairman Wagner recessed the meeting for the previously advertise public hearings as follows:

PUBLIC NOTICE
CHAPTER 22: SECTION 23

The Franklin County Board of Supervisors will hold a Public Hearing on **Tuesday, October 18, 2011 @ 6:00 P.M.**, or as soon thereafter, as the agenda allows, in the Board of Supervisor’s Meeting Room, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia, to consider the adoption by ordinance the Franklin County Drought Water Conservation and Contingency Plan which includes the following stages:

- I. Voluntary Conservation***
- II. Mandatory Restriction***
- III. Emergency Restriction***

Larry Moore, Assistant County Administrator, presented the request for Chapter 22: Section 23 as advertised.

Public Hearing was opened.

No one spoke for or against the proposed amendment to Chapter 22:Section 23

Public Hearing was closed.

(RESOLUTION #10-10-2011)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to adopt by ordinance, as advertised, the Franklin County Drought Water Conservation and Contingency Plan which includes the following stages:

- I. Voluntary Conservation***
- II. Mandatory Restriction***
- III. Emergency Restriction***

MOTION BY: David Cundiff

SECONDED BY: Ronnie Thompson

VOTING ON THE MOTION WAS AS FOLLOWS:

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

ABSENT: Angell

PUBLIC NOTICE

The Franklin County Board of Supervisors will hold a Public Hearing on **Tuesday, October 18, 2011 @ 6:00 P.M.**, or as soon thereafter as the agenda allows, in the Board of Supervisor’s Meeting Room, 1255 Franklin Street, Suite 104, Rocky Mount, Virginia, to consider the adoption of the Greater Roanoke Regional Water Supply Plan (and Drought Ordinance, if applicable), which includes the following:

- * Existing Water Source Information;
- * Existing Water Use Information; Existing Resource Information;
- * Water Demand Management, or current conservation practices;
- * Drought Response and Contingency Plans;
- * Projected Water Demand Information;
- * Statement of Need based on the adequacy of existing water sources to meet current and projected water demand over the planning period (a minimum of 30 years to a maximum of 50 years).

Larry Moore, Assistant County Administrator, presented the request for the Greater Roanoke Regional Water Supply Plan, as advertised.

A RESOLUTION APPROVING THE RVARC REGIONAL WATER SUPPLY PLAN.

WHEREAS, Virginia State Water Control Board Regulation 9 VAC 25-780, Local and Regional Water Supply Planning, requires all counties, cities and towns in the Commonwealth of Virginia to prepare and submit a water supply plan to the Department of Environmental Quality (DEQ); and

WHEREAS, COUNTY of FRANKLIN is a participant in the Roanoke Valley Alleghany Regional Commission (RVARC) Regional Water Supply Planning Group as reported to DEQ by letter before the November 2, 2008 deadline; and

WHEREAS, on October 18, 2011, the COUNTY of FRANKLIN held a public hearing to accept public comment on the Regional Water Supply Plan; and

WHEREAS, the adopted Regional Water Supply Plan will be submitted to the DEQ on or before November 2, 2011.

NOW, THEREFORE BE IT RESOLVED that the COUNTY of FRANKLIN hereby adopts the RVARC Regional Water Supply Plan as it pertains to FRANKLIN COUNTY. Approval and adoption of this regional plan indicates support for and general agreement with the regional planning approach, but does not indicate approval or disapproval of conclusions and recommendations presented in the plan as they pertain to other localities. The COUNTY of FRANKLIN reserves the right to comment on specific water supply alternatives in the future even though such alternatives may be recommended in this adopted plan. The COUNTY of FRANKLIN will not be limited to specific water supply alternatives in this adopted plan and reserves the right to recommend additional alternatives for consideration in the future.

BE IT FURTHER RESOLVED that the COUNTY of FRANKLIN intends that the Regional Water Supply Plan shall be revised to reflect changes in relevant data at least once every five years and resubmitted to DEQ every ten years in accordance with the regulation and sound planning practice.

PASSED, APPROVED AND ADOPTED BY THE COUNTY OF FRANKLIN AT A MEETING HELD ON OCTOBER 18, 2011.

Public Hearing was opened.

No one spoke for or against the proposed Greater Roanoke Regional Water Supply Plan as advertised.

Public Hearing was closed.

(RESOLUTION #11-10-2011)

BE IT THEREFORE ORDAINED, by the Board of Supervisors to adopt the Greater Roanoke Regional Water Supply Plan and Drought Ordinance with the following inclusions:

- * Existing Water Source Information;
- * Existing Water Use Information; Existing Resource Information;
- * Water Demand Management, or current conservation practices;
- * Drought Response and Contingency Plans;
- * Projected Water Demand Information;

- * Statement of Need based on the adequacy of existing water sources to meet current and projected water demand over the planning period (a minimum of 30 years to a maximum of 50 years).

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BE IT FURTHER RESOLVED that the COUNTY of FRANKLIN intends that the Regional Water Supply Plan shall be revised to reflect changes in relevant data at least once every five years and resubmitted to DEQ every ten years in accordance with the regulation and sound planning practice.

MOTION BY: Russ Johnson
 SECONDED BY: David Cundiff
 VOTING ON THE MOTION WAS AS FOLLOWS:
 AYES: Mitchell, Thompson, Cundiff, Johnson, Thompson & Wagner
 ABSENT: Angell

A moment of silence in honor and in memoriam of "Miss Joyce" or Ms. Joyce Tukloff, Children's Librarian, who unexpectedly passed away on Sunday, October 16th, 2011, was observed by the Board and staff.

Chairman Wagner adjourned the meeting.

CHARLES WAGNER
 CHAIRMAN

RICHARD E. HUFF, II
 COUNTY ADMINISTRATOR