

**FLUVANNA COUNTY BOARD OF SUPERVISORS
ACTIONS TAKEN ON FEBRUARY 15, 2023**

Mr. Sheridan entered the meeting at 5:28pm

No.	Item- Work Session	Action
1	Fluvanna County Schools Budget Discussion;	<u>BOARD PRESENTATION</u>
2	Closed Session: Personnel - County Attorney position, Real Estate - Potential disposition of County property in Columbia, Prospective Industry - Prospective business update, Litigation - Gate Plaza LLC v. Fluvanna County Board of Supervisors, Public Safety - Kents Store Fire House incident;	<u>NO ACTION</u>
No.	Item – Regular Meeting	Action
3	Adoption of agenda: as amended;	<u>BOARD ADOPTED</u> 5-0
4	Resolution Honoring Bertha Armstrong: adopted the resolution entitled “A RESOLUTION HONORING MRS. BERTHA ARMSTRONG;”	<u>BOARD ADOPTED</u> 5-0
5	SUP 22:04 S.B. Cox Inc.: approved SUP 22:04 S.B. Cox Inc. a Special Use Permit request to permit a solid waste material recovery facility with respect to 90 +/- acres of Tax Map 4 Section A Parcel 27A in an I-2, General Industrial zoning district and subject to the twelve (12) case conditions found in the Staff Report. 1. The administrative site development plans will be in substantial conformance with the Preliminary Site Plan prepared by LaBella, dated October 14, 2022 and the Materials Recovery Facility Plan, prepared by LaBella, dated October 14, 2022; with both plans being subject to final engineering and revisions necessary to meet both the requirements of these Special Use Permit conditions and as otherwise required by law, such as VDEQ, VDH and VDOT requirements. 2. The applicant shall inspect and record Memory Lane prior to site construction and VDOT will need in writing that the applicant is responsible to repair all damages done to Memory Lane (SR 698) during site construction as well as having that as a part of their approved site development plans. 3. The applicant shall construct or bond for construction the site entrance(s) to the proposed facilities to meet VDOT entrance and intersection requirements prior to the issuance of a Zoning Permit. The applicant shall notify VDOT and Fluvanna County in writing prior to commencing any construction or logging activity on the Site. 4. A Traffic Management Plan for the materials recovery facility use shall be provided to VDOT and Fluvanna County for site development plan review and approval purposes. 5. A minimum one hundred (100) foot buffer shall be maintained along all property lines that adjoin agricultural, residential or business districts. Land clearing is not permitted within this buffer area, except for the removal of dead or diseased vegetation and/or maintenance purposes.	<u>BOARD APPROVED</u> 5-0

	<p>The applicant shall meet the required Zoning Ordinance buffer and screening requirements by supplementing the existing screening materials to the reasonable satisfaction of the Zoning Administrator.</p> <ol style="list-style-type: none"> 6. The applicant will only accept construction or demolition waste and other inert materials with the sole intent to be recycled and all other solid waste will be transported outside of Fluvanna County to an approved sanitary landfill location. 7. The applicant will operate the materials recovery facility Monday through Friday, from 6:00 am to 6:00 pm and on Saturday from 8:00 am to 2:00 pm; with no Sunday operations. 8. The applicant will be responsible for compliance with the Fluvanna County lighting and noise ordinance requirements, that are amended from time to time. 9. The site shall be maintained in a neat and orderly manner so that the visual appearance from the public right-of-way and adjacent properties is acceptable to County officials. 10. The Board of Supervisors, or its representative, reserves the right to inspect the property for compliance with these conditions at any time, upon reasonable notice. 11. Under Section 22-17-4 F (2) of the Fluvanna County Code, the Board of Supervisors has the authority to revoke a Special Use Permit if the property owner has substantially breached the conditions of the Special Use Permit. 12. A berm eight feet in height shall be installed along the entire northern boundary of the 16 acre site, and another eight foot berm shall be installed on the southern boundary of the 16 acre site, north of the storm water pond; 	
6	<p>Kents Store Firehouse Remediation Contract:</p> <p>ratified and approved that Remediation Contract between Fluvanna County and Fischer Restoration, LLC, doing business as Rainbow Restoration, for remediation, but not restoration, of the damages at the Kents Store Fire Station as more specifically set forth in the Remediation Contract as a small emergency procurement under Virginia Code 2.2-4303(F) as damages caused to Kents Store Fire Station need to be corrected as soon as possible such that first-responders can return to normal operations and full use of the fire station as soon as possible, for a cost in an amount not to exceed \$24,138.65, and further authorize the County Administrator to execute the agreements subject to approval as to form by the County Attorney, and ratify past actions taken by the County Administrator consistent therewith;</p> <p>approved a Capital Reserve Maintenance Fund Request in the amount \$63,000.00 of for the purpose of paying the initial remediation and restoration costs for the Kents Store firehouse, with the County seeking full reimbursement for damages to the building and its contents from the remediation and restoration work;</p> <p>approved the Restoration Contract between Fluvanna County and Fischer Restoration, LLC, doing business as Rainbow Restoration, for restoration of the damages at the Kents Store Fire Station as more specifically set forth in</p>	<p><u>BOARD RATIFIED</u></p> <p>5-0</p> <p><u>BOARD APPROVED</u></p> <p>5-0</p> <p><u>BOARD APPROVED</u></p> <p>5-0</p>

	the Restoration Contract as a small emergency procurement under Virginia Code 2.2-4303(F) as damages caused to Kents Store Fire Station need to be corrected as soon as possible such that first-responders can return to normal operations and full use of the fire station as soon as possible, for a cost in an amount not to exceed \$30,196.14, and further authorize the County Administrator to execute the agreements subject to approval as to form by the County Attorney;	
7	Pleasant Grove Park Projects Update;	<u>BOARD PRESENTATION</u>
8	Minutes of February 1, 2023: as presented;	<u>BOARD ADOPTED</u> 5-0
9	Minutes of February 15, 2023: as presented;	<u>BOARD ADOPTED</u> 5-0
10	Virginia Department of Environmental Quality Local Government Guarantee: approved "Appendix G - Local Government Guarantee Without Standby Trust Made by a Local Government" to demonstrate financial assurance for regulated underground storage tanks for the Virginia Department of Environmental Quality;	<u>BOARD APPROVED</u> 5-0
11	Accounts Payable Report for January 2023: ratified the Accounts Payable and Payroll for January 2023 in the amount of \$4,085,696.25;	<u>BOARD RATIFIED</u> 5-0
12	Approval of Open Space Agreement for Sarah and Seth Radcliff: approved the open space agreement for Sarah and Seth Radcliff for tax map parcel 33-A-34C; agreement shall remain in effect for a term of five (5) consecutive years;	<u>BOARD APPROVED</u> 5-0
13	Old Business - Fluvanna County Community Center Renovation Update;	<u>NO ACTION</u>
14	New Business: Trash along County Roads; Budget Work Session Meeting Location Change Discussion changed the February 22, March 8 and March 22, 2023 Work Session times to begin at 5:30pm and move the location to the Morris Room in the County Administration Building on those dates;	<u>NO ACTION</u> <u>BY CONSENSUS</u>
15	Closed Session: Personnel - County Attorney position, Real Estate - Potential disposition of County property in Columbia, Prospective Industry - Prospective business update, Litigation - Gate Plaza LLC v. Fluvanna County Board of Supervisors, Public Safety - Kents Store Fire House incident.	<u>NO ACTION</u>

Board Directives: