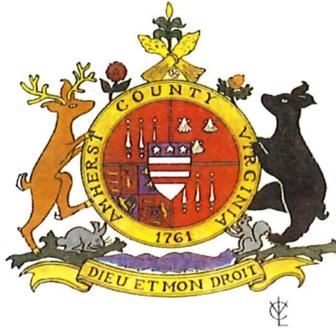


Board of Supervisors

John A. Marks, Jr., Chairman
District 5
David W. Pugh, Jr., Vice-Chair
District 4
Claudia D. Tucker, Supervisor
District 2
L. J. Ayers III, Supervisor
District 3
Kenneth M. Campbell, Supervisor
District 1



County Administrator
Dean C. Rodgers

County Attorney
Ellen Bowyer

AMHERST COUNTY BOARD OF SUPERVISORS

MINUTES

AGENDA - August 16, 2016
Administration Building - 153 Washington Street - School Board Room
Amherst, Virginia 24521
7:00 p.m.

I. Call to Order

II. Invocation and Pledge of Allegiance

III. Approval of Agenda

IV. Citizen Comment

V. Public Hearings

A. Ordinance 2016-0010, amending §1-12, of Chapter 1, §2-2 of Article I of Chapter 2, and §§11.5-11 and 11.5-71 of Chapter 11.5 of the Amherst County Code to make various technical changes to the Amherst County Code, including (i) revising provisions describing access to the Amherst County Code and (ii) deleting references to the Pedlar Rescue Squad to reflect its dissolution as detailed in Amherst County Resolution 2016-0003-R (adopted May 17, 2016).

B. Ordinance 2016-0012, amending §§ 302, and 702, specifically subsection 702.02, of Appendix A to the Amherst County Code, to define limited breweries and limited distilleries, and to establish them as a permitted use in the agricultural residential district. In a technical amendment not shown in the text of the ordinance, numbered paragraphs under 702.02 have been replaced with bulleted paragraphs.

VI. Consent Agenda

- A. Minutes, June 21, June 24, June 29, and July 19, 2016
- B. Central Accounting - FY16 Appropriation of Revenue: 1) Commonwealth Attorney; 2) Sheriff's Office
- C. Central Accounting - FY17 Appropriation of Revenue: 1) Animal Shelter; 2) Maintenance; 3) Sheriff's Office
- D. Central Accounting - FY17 Appropriation of audit fees for FY2016 audit
- E. Central Accounting - Appropriation for Dues, Travel and Education/Conferences
- F. Commissioner of the Revenue - Personal Property Tax Relief for the 2016 Tax Year

VII. New Business

- A. CPMT - Appointment of Community Policy and Management Team (CPMT) Parent Representative

VIII. County Administrator

- A. Boards/Commissions/Committees
 - 1. Vacancy on the Economic Development Authority Board - District 4
 - 2. Vacancy on the Horizon Behavioral Health Board
 - 3. Vacancy on the Planning Commission - District 2

4. Vacancy on the Planning Commission - District 3

B. Project Status Report

C. SEI Training

D. 2016 VACO Annual Conference - November 13-15, 2016

IX. Departmental Report

A. Recreation & Parks - Riveredge Trail Report

X. Citizen Comment

XI. Matters from Members of the Board of Supervisors

XII. Adjournment

MINUTES

At a regular meeting of the Amherst County Board of Supervisors held at the Amherst County Administration Building on Tuesday, the 16th day of August, 2016, at 7:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

PRESENT:	John A. Marks, Jr. Chairman	ABSENT: None
	David W. Pugh, Jr., Vice-Chair	
	Claudia D. Tucker, Supervisor	
	L. J. Ayers, III, Supervisor	
	Kenneth M. Campbell, Supervisor	

STAFF PRESENT: County Administrator Dean C. Rodgers; Deputy County Administrator David R. Proffitt; and Executive Administrative Assistant Regina Rice

OTHER PRESENT: Planning/Zoning Director Jeremy Bryant

I. Call to Order

Chairman Marks called the meeting to order at 7:00 p.m.

II. Invocation and Pledge of Allegiance

Chairman Marks gave the Invocation and Pledge of Allegiance

III. Approval of Agenda

By motion of Supervisor Ayers and with the following vote, the Board approved the Agenda for August 16, 2016.

AYE:	Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY:	None
ABSTAIN:	None

IV. Citizen Comment

Ms. Carmen Sitton of Madison Heights, Virginia addressed the Board, introduced herself as a teacher at Madison Heights Elementary School and the president of the Amherst Education Association and thanked the Board for the upgrade of the lighting and air conditioning system at the school.

Chairman Marks closed the citizen comment session.

V. Public Hearings

A. Ordinance 2016-0010, amending §1-12, of Chapter 1, §2-2 of Article I of Chapter 2, and §§11.5-11 and 11.5-71 of Chapter 11.5 of the Amherst County Code to make various technical changes to the Amherst County Code, including (i) revising provisions describing access to the Amherst County Code and (ii) deleting references to the Pedlar Rescue Squad to reflect its dissolution as detailed in Amherst County Resolution 2016-0003-R (adopted May 17, 2016).

Chairman Marks explained this ordinance makes various and technical changes to County Code and deletes references to the Pedlar Rescue Squad as was detailed in Resolution 2016-0003-R and adopted by the Board on May 17, 2016.

Chairman Marks opened the public hearing.

Proponents: None
Opponents: None

Chairman Marks closed the public hearing.

By motion of Vice-Chair Pugh and with the following vote, the Board adopted Ordinance 2016-0010. **(See Attachment 1)**

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

B. Ordinance 2016-0012, amending §§ 302, and 702, specifically subsection 702.02, of Appendix A to the Amherst County Code, to define limited breweries and limited distilleries, and to establish them as a permitted use in the agricultural residential district. In a technical amendment not shown in the text of the ordinance, numbered paragraphs under 702.02 have been replaced with bulleted paragraphs.

Mr. Bryant presented a report to the Board regarding a zoning ordinance change that addresses limited breweries and limited distillers as a permitted use in the A-1 Agricultural Residential district.

Chairman Marks opened the public hearing.

Proponents:

Ms. Susanna Trefsgar of Amherst, Virginia, addressed the Board and advised she owns 65 acres in the Temperance area. She currently produces hops and sells to local breweries. Ms. Trefsgar said she plans to build a small distillery that would increase tourism in Amherst County and could increase revenues up to \$245,000. Ms. Trefsgar requested that the Board approve the ordinance.

Ms. Elizabeth Healey of Amherst, Virginia stated she is in favor of the ordinance that will bring Amherst County in compliance with state law.

Mr. Harry Watts of Amherst, Virginia, addressed the Board and stated he believed this would be great for economic development and hoped the Board would vote in favor of the ordinance.

Opponents:

Mr. Jim Thompson of Madison Heights, Virginia addressed the Board expressing his understanding that this ordinance is for economic development; however, he would like to see this as a special exception permitted use to allow some reasonable offset from playgrounds and schools.

Abby Thompson of Madison Heights, Virginia addressed the Board and reiterated what Mr. Thompson said. She appreciated the County moving forward but asked the Board to consider some type of offset near residential homes.

Chairman Marks closed the public hearing.

Supervisor Tucker questioned the matter of offsets and vineyards with tasting rooms and asked Mr. Bryant to address these issues.

Mr. Bryant read a section of the state code and explained and it does not speak directly to setbacks. The state says these are uses it does not want localities to regulate.

Mr. Rodgers commented that it puts a limitation on someone's property rights and it might be beneficial to send this back to the Planning Commission and hold another public hearing on the setbacks.

Vice-Chair Pugh pointed out this is a limited distillery and not a large facility that accommodates a large number of people.

Mr. Bryant stated that under § 15.2-2288.3:2 Limited distiller's license; local regulation of certain activities, the state lays out some ceiling to stay limited and defines it.

Supervisor Tucker said this issue is relative to the agricultural district and she does not have a problem with the ordinance as presented.

Chairman Marks stated if we are unsure about establishing a limitation, he would recommend approval of the ordinance; however, staff should consult with County Attorney Bowyer to see if the County can impose a limitation and revisit the issue again.

By motion of Supervisor Tucker and with the following vote, the Board adopted Ordinance 2016-0012 as recommended by the Planning Commission and asked Mr. Bryant to do further research on setbacks. **(See Attachment 2)**

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

VI. Consent Agenda

- A. Minutes, June 21, June 24, June 29, and July 19, 2016
- B. Central Accounting - FY16 Appropriation of Revenue: 1) Commonwealth Attorney; 2) Sheriff's Office
- C. Central Accounting - FY17 Appropriation of Revenue: 1) Animal Shelter; 2) Maintenance; 3) Sheriff's Office
- D. Central Accounting - FY17 Appropriation of audit fees for FY2016 audit
- E. Central Accounting - Appropriation for Dues, Travel and Education/Conferences
- F. Commissioner of the Revenue - Personal Property Tax Relief for the 2016 Tax Year

By motion of Supervisor Ayers and with the following vote, the Board approved the Consent Agenda for August 16, 2016.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

VII. New Business

- A. CPMT - Appointment of Community Policy and Management Team (CPMT) Parent Representative

Mr. Rodgers provided the Board with information regarding appointment of a parent representative to the Community Policy and Management Team (CPMT). Mr. Rodgers explained

CPMT is entitled to have a parent representative on their Board and have nominated Ms. Vickie Jennings.

By motion of Chairman Marks and with the following vote, the Board approved the appointment of Ms. Vickie Jennings as the Amherst County CPMT Parent Representative.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

VIII. County Administrator

A. Boards/Commissions/Committees

1. Vacancy on the Economic Development Authority Board - District 4

Mr. Rodgers addressed the Board regarding the appointment of a representative for District 4 on the Economic Development Authority Board.

Mr. Rodgers said he has received one letter of interest from Mr. David Wall and requested the Board provide guidance on this vacancy.

Mr. Rodgers advised that before this position became open, Mr. Wall had been engaged in purchasing a lot in the Amelon Commerce Center and because of that is receiving an incentive. If this presents a conflict of interest, Mr. Rodgers said Mr. Wall will recuse himself from any vote regarding any issue related to Amelon Commence Center.

Supervisor Campbell and Vice-Chair Pugh said they believed Mr. Wall would make a good representative on the Economic Development Authority Board.

By motion of Vice-Chair Pugh and with the following vote, the Board approved the appointment of Mr. David Wall to fill the District 4 seat on the Economic Development Authority Board.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

2. Vacancy on the Horizon Behavioral Health Board

Mr. Rodgers addressed the Board and advised Mrs. Tucker will no longer be able to serve on the Horizon Behavioral Health Board. Mr. Rodgers said that Constitutional officers can also nominate a candidate to serve on this Board. Sheriff Viar has recommended Major Betty Wise of the Sheriff's Office to assume the unexpired term of Mrs. Tucker on the Horizon Behavioral Health Board of Directors.

By motion of Supervisor Campbell and with the following vote, the Board approved the appointment of Major Betty Wise to the Horizon Behavioral Health Board.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

3. Vacancy on the Planning Commission - District 2

Mr. Rodgers advised the Board that Mr. Derin Foor's term as the District 2 representative on the Planning Commission expires on August 31, 2016. Mr. Foor has expressed his interest to be reappointed to the Planning Commission.

Supervisor Tucker stated that this vacancy has been adequately advertised and Mr. Foor has been a committed member to the Planning Commission. Supervisor Tucker recommended that Mr. Foor be reappointed.

By motion of Supervisor Tucker and with the following vote the Board reappointed Mr. Derin Foor to the District 2 seat on the Planning Commission.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

4. Vacancy on the Planning Commission - District 3

Mr. Rodgers informed the Board that Mr. Les Irvin is not seeking reappointment to the District 3 seat on the Planning Commission. Mr. Irvin's term will end on August 31, 2016. This vacancy was advertised with a deadline of August 8, 2016.

Mr. Rodgers advised his office received one letter of interest by the deadline from Mr. Jim Thompson. Mr. Rodgers said he has received two additional letters of interest after the deadline from Mr. Mark Burnley and Mr. Keith Mulder. Mr. Rodgers asked the Board for guidance on whether to appoint, interview or re-advertise the vacancy.

Supervisor Ayers recommended the Board appoint Mr. Jim Thompson.

By motion of Supervisor Ayers and with the following vote, the Board approved the appointment of Mr. Jim Thompson to the District 3 seat on the Planning Commission.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

B. Project Status Report

Mr. Rodgers presented his Project Status Report and advised the only added piece of information is Riveredge Park Phase 2 and the landscaping contract, which will be completed by the end of August.

C. SEI Training

Mr. Rodgers thanked the Board for sending him to the Senior Executive Institute for Training held in July at Charlottesville, Virginia. Mr. Rodgers provided the Board an overview of the training he participated in to help him be a better leader.

Supervisor Tucker thanked Mr. Rodgers for attending and believed that looking at things from a different perspective is very valuable.

D. 2016 VACo Annual Conference - November 13-15, 2016

Mr. Rodgers advised the Board of the annual VACo Conference to held at the Homestead on November 13-15, 2016 and advised two rooms have been reserved for any Board member wishing to attend. Mr. Rodgers said when he receives information from VACo regarding topics of the conference, he will send it out to the Board.

IX. Departmental Report

A. Recreation & Parks - Riveredge Trail Report

Mr. Rodgers addressed the Board with regarding to the progress of Riveredge Trail.

Mr. Rodgers advised the Virginia Department of General Services is assisting with obtaining a permanent easement along the river through CVTC. Region 2000 is also assisting with the preparation of an application for a TAP grant for engineering design of the extension and construction of the trail. The county can apply for just \$80,000 to design the next section or \$680,000 for the design and construction. This funding is an 80/20 grant and if we apply for

any of the grant, the County will be committed to build the entirety of the trail. If the trail is not finished, the grant funds would need to be returned. Therefore, the \$80K grant commits the county to \$16,000 and the \$680K grant commits the county to a share of \$136,000.

Supervisor Tucker asked about the 80/20 split and how long this would take.

Mr. Rodgers said this timing of the project would be built into the CIP budget cycle.

Vice-Chair Pugh said he would agree to commit to the design grant for \$80,000.

By motion of Vice-Chair Pugh and with the following vote, the Board approved Region 2000's preparation of an application for another Transportation Alternative Program (TAP) 80/20 grant for the trail design for \$80K which commits the County to complete the entire project but only \$16K in funding at this stage.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None

X. Citizen Comment

There were no citizen comments.

XI. Matters from Members of the Board of Supervisors

Supervisor Campbell had no matter to discuss.

Supervisor Ayers had no matter to discuss.

Supervisor Tucker commented that when the Board was going through the School Board budget, the issue of teacher raises came up. Supervisor Tucker said this was hinging on the legislature coming through with their promise; however, it did not come through. Supervisor Tucker commented that we may have a shortfall and where those funds would come from.

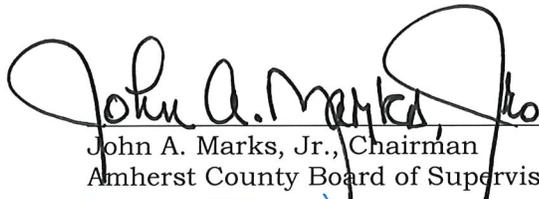
Chairman Marks remarked about the information from the city of Crewe and Nottaway County concerning an initiative to seek additional funding from the Virginia Lottery that would be returned to the localities from sale of lottery tickets.

It was the Board's consensus not to support this initiative.

XII. Adjournment

By motion of Chairman Marks and with the following vote, the Board moved to adjourn.

AYE: Mr. Marks, Mr. Pugh, Mrs. Tucker, Mr. Ayers and Mr. Campbell
NAY: None
ABSTAIN: None



John A. Marks, Jr., Chairman
Amherst County Board of Supervisors



Dean C. Rodgers, Clerk



**Amherst County Board of Supervisors
County Ordinance No. 2016-0010**

AN ORDINANCE, NO. 2016-0010

Amending §1-12, of Chapter 1, §2-2 of Article I of Chapter 2, and §§11.5-11 and 11.5-71 of Chapter 11.5 of the Amherst County Code to make various technical changes to the Amherst County Code, including (i) revising provisions describing access to the Amherst County Code and (ii) deleting references to the Pedlar Rescue Squad to reflect its dissolution as detailed in Amherst County Resolution 2016-0003-R (adopted May 17, 2016).

Approved as to form and legality by the County Attorney

FIRST READING: Board of Supervisors, August 2, 2016
PUBLIC HEARING: Board of Supervisors, August 16, 2016

THE COUNTY OF AMHERST HEREBY ORDAINS:

§ 1. That Section 1-12 of Chapter 1 of the Code of the County of Amherst be and hereby is amended, as follows:

Sec. 1-12. - Copies of Code and supplements to be available for public inspection.

At least three (3) copies of this A copy of the Amherst County Code and at least three (3) copies a copy of every supplement thereto shall be kept in the office of the County Attorney, and in the office of the county administrator County Administrator, and shall there be available for public inspection during normal business hours. A complete copy of the Code also shall be available online through the County website.

§ 2. That Section 2-2 of Article I of Chapter 2 of the Code of the County of Amherst be and hereby is amended, as follows:

Sec. 2-2. - Units of safety program.

The following emergency units are hereby designated as integral parts of the Amherst County Safety Program:

- (1) Amherst County Public Safety;
- (1)(2) Amherst Volunteer Fire Department;
- (2)(3) Amherst Rescue and Life Saving Crew;

- (3)(4) Monelison Volunteer Fire Department;
- (4)(5) Monelison Rescue Squad;
- (5)(6) ~~Auxiliary Sheriffs Deputies~~ Pedlar Fire Department;
- (6)(7) ~~Pedlar Fire Department~~ Amherst County Sheriff's Office; and
- (7) ~~Pedlar Rescue Squad~~;
- (8) ~~Virginia Fibre Fire Department~~; Greif Inc., Emergency Response Team
- (9) ~~Amherst County Search and Rescue~~.

§ 3. That Sections 11.5-11 and 11.5-71 of Chapter 11.5 of the Code of the County of Amherst be and hereby are amended, as follows:

Sec. 11.5-11. - Establishment of a county fire division.

- (a) In order to effectively carry out the provision of subsection 11.5-2(a) and in order to provide all emergency services personnel with the full benefit of privileges, rights and remedies available to them under law, ~~a county fire division~~ the Amherst County Fire Division is hereby established in order to mitigate the effects of fire, hazardous materials, and explosions.
- (b) The following organizations and groups are hereby officially recognized as entities of the Amherst County Department of Public Safety, Fire Division: Amherst Fire Department, Monelison Volunteer Fire Department and Rescue Squad, Inc., Pedlar Volunteer Fire Department and Rescue Squad, Inc., and the Amherst County Emergency Services Council.
- (c) The following organizations and groups are hereby officially recognized as nonjurisdictional entities which are authorized to provide services for the Amherst County Department of Public Safety, Fire Division: Piney River Volunteer Fire Department, Inc., Gladstone Volunteer Fire Department, Inc., Big Island Volunteer Fire Department, and the Lynchburg Fire Department and EMS. The Amherst County Department of Public Safety may enter into contracts with these organizations to provide services on a routine basis as authorized by the ~~board of supervisors~~ Board of Supervisors. Additionally, Amherst County may enter into mutual aid agreements with surrounding jurisdictions and agencies when it is deemed appropriate to do so by the ~~board of supervisors~~ Board of Supervisors.

Sec. 11.5-71. - Establishment of a county EMS/rescue division.

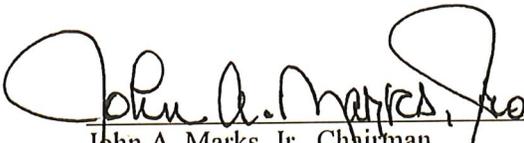
- (a) In order to effectively carry out the provisions of subsection 11.5-2(a) and in order to provide all emergency services personnel with the full benefit of privileges, rights and remedies available to them under law, ~~a county EMS/rescue division~~ the Amherst County EMS/Rescue Division is hereby established in order to mitigate the effects of accidents, disasters, and other ~~medical and rescue oriented~~ emergency situations.
- (b) The following organizations and groups are hereby officially recognized as entities of the Amherst County Department of Public Safety, EMS/Rescue Division: Amherst Life Saving and First Aid Crew, Inc., Monelison Volunteer Fire Department and Rescue Squad, Inc., ~~Pedlar Volunteer Fire Department and Rescue Squad, Inc., Amherst County Search and Rescue~~, Amherst County Sheriff's Office, and the Amherst County Emergency Services Council.
- (c) The following organizations and groups are hereby officially recognized as nonjurisdictional entities

that are authorized to provide services for the Amherst County Department of Public Safety, EMS/Rescue Division: Roseland Rescue Squad, Big Island Volunteer Rescue Squad, Inc., ~~Lynchburg Lifesaving and First Aid Crew~~, Gladstone Volunteer Rescue Squad, Inc., ~~and the Lynchburg Fire Department and EMS~~. The Amherst County Department of Public Safety may enter into contracts with these organizations to provide services on a routine basis as authorized by the ~~board of supervisors~~ Board of Supervisors. Additionally, ~~county~~ the County may enter into mutual aid agreements with surrounding jurisdictions and agencies when it is deemed appropriate to do so by the ~~board of supervisors~~ Board of Supervisors.

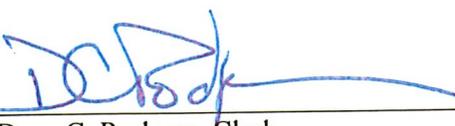
- (d) Each of the above-mentioned organizations shall be assigned response areas ~~that~~ in such a way as to provide the best services to the ~~County~~ County citizens of ~~county~~. These response areas shall be maintained in writing by the ~~department of public safety~~ Department of Public Safety, a copy of which will be posted in the communications center and available to the public. The ~~department of public safety~~ Department of Public Safety may amend or change these boundaries from time to time in order to provide the best services available.

§ 4. That this ordinance shall be in force and effect upon adoption.

Adopted this 16th day of August, 2016.


John A. Marks, Jr., Chairman
Amherst County Board of Supervisors

ATTEST:


Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 5

Nays 0

Abstentions 0

ADOPTED

8 / 16 / 16



**Amherst County Board of Supervisors
County Ordinance No. 2016-0012**

AN ORDINANCE, NO. 2016-0012

Amending §§302, and 702, specifically subsection 702.02, of Appendix A to the Amherst County Code, to define limited breweries and limited distilleries, and to establish them as a permitted use in the agricultural residential district. In a technical amendment not shown in the text of the ordinance, numbered paragraphs under 702.02 have been replaced with bulleted paragraphs.

Approved as to form and legality by the County Attorney

PUBLIC HEARING: Planning Commission, July 21, 2016
FIRST READING: Board of Supervisors, August 2, 2016
PUBLIC HEARING: Board of Supervisors, August 16, 2016

THE COUNTY OF AMHERST HEREBY ORDAINS:

§ 1. That Sections 302, and 702, specifically subsection 702.02, of Appendix A to the Code of the County of Amherst be and hereby are amended, as follows:

302. - Specific definitions.

Limited brewery. A brewery operating under a limited brewery license issued pursuant to section 4.1-208 of the Code of Virginia (1950), as amended.

Limited distillery. A distillery operating under a limited distiller's license issued pursuant to section 4.1-206 of the Code of Virginia (1950), as amended.

702. - Agricultural Residential District A-1.

702.01. Intent of the Agricultural Residential District A-1. This district is designed to accommodate farming, forestry and limited residential use. While it is recognized that certain rural areas may logically be expected to develop residentially, it is the intent however to discourage the random scattering of residential, commercial or industrial uses in this district.

702.02. Permitted uses. Within the A-1 district, the following uses are permitted:

- Agriculture and forestry operations; crop production, livestock production, except no confinement facility may be closer than one thousand (1,000) feet to a property line; sale of

agricultural and forestall products grown in the county; agritourism; and other activities or events that are usual and customary at Virginia agricultural operations.

- Temporary sawmills, only for timber on-site or proximate to site.
- Single-family dwellings that are built in accordance with the statewide building code.
- Manufactured homes as provided in Section 908.
- Accessory structures.
- Emergency services.
- Home occupations.
- Reserved.
- Camping for less than four (4) consecutive weeks in portable facilities; i.e., tent or camper or per Section 904.
- Utilities that are for the purpose of serving the community, not merely for transferring the utility through the community; including, but not limited to, sewer, water, gas, electricity, cable television, telephone.
- Bed and breakfast lodging.
- Public streets.
- Confined livestock facilities ("CLF") subject to the following conditions:
 - Located more than one thousand five hundred (1,500) feet from any house not on the property owned by the applicant;
 - Located more than two thousand five hundred (2,500) feet from a public place such as a school or church;
 - Located more than one thousand (1,000) feet from a perennial stream as indicated on the 7.5 minute U.S.G.S. topographic survey maps;
 - Located more than one thousand (1,000) feet from a state maintained road;
 - A maximum of two hundred fifty (250) animal units may be confined per fifty (50) acres of contiguous property;
 - The CLF must be approved by all necessary state agencies prior to county approval;
 - The applicant for all permits must be a county resident and the property owner;
 - It cannot be visible from a state maintained road;
 - A zoning permit must be issued prior to any development of the CLF.
- Flag lot as provided in Section 1301.04(6).
- Personal wireless service facilities as provided in Section 919.
- Farm winery.
- Group home. The zoning administrator may impose conditions on group homes to ensure their compatibility with other permitted uses; however, such conditions shall not be more restrictive than those imposed on residences occupied by persons related by blood, marriage, or adoption.

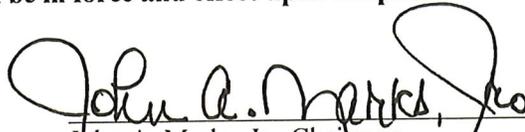
- Family day home which serves no more than five (5) children. The zoning administrator may impose conditions on such family day homes to ensure their compatibility with other permitted uses; however, such conditions shall not be more restrictive than those imposed on residences occupied by persons related by blood, marriage, or adoption.
- Temporary family health care structure. Such structures shall not require a special use permit or be subjected to any other local requirements beyond those imposed upon other authorized accessory structures, except as follows:
 - Any person proposing to install a temporary family health care structure shall first obtain a zoning permit from the county. The county may not withhold such permit if the applicant provides sufficient proof of compliance with the requirements of this section.
 - Placing the temporary family health care structure on a permanent foundation shall not be required or permitted.
 - Any temporary family health care structure shall be removed within thirty (30) days after which the mentally or physically impaired person is no longer receiving or is no longer in need of the caregiver's assistance.
 - The county may require that the applicant provide evidence of compliance with this section on an annual basis as long as the temporary family health care structure remains on the property. Such evidence may involve the inspection by the county of the temporary family health care structure at reasonable times convenient to the caregiver, not limited to any annual compliance confirmation.
 - Any temporary family health care structure installed pursuant to this section may be required to connect to any water, sewer, and electric utilities that are serving the primary residence on the property and shall comply with all applicable requirements of the Virginia Department of Health.
 - No signage advertising or otherwise promoting the existence of the structure shall be permitted either on the exterior of the temporary family health care structure or elsewhere on the property.

Club, hunt.

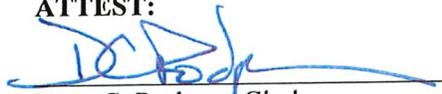
- Limited brewery.
- Limited distillery.

§ 2. That this ordinance shall be in force and effect upon adoption.

Adopted this 16th day of August, 2016.


 John A. Marks, Jr., Chairman
 Amherst County Board of Supervisors

ATTEST:


 Dean C. Rodgers, Clerk
 Amherst County Board of Supervisors

Ayes 5

Nays 0

Abstentions 0

ADOPTED

8 / 16 / 16