

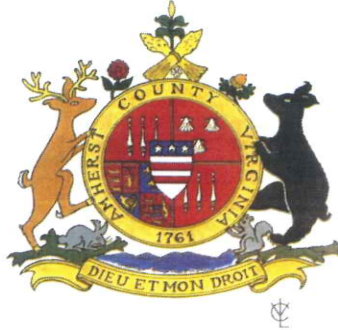
BOOK 35

April 5, 2016

Page 70

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

April 5, 2016

**Amherst County Administration Building - 153 Washington Street – School Board Meeting Room
1:00 P.M.**

Agenda

- I. Call to Order**
- II. Invocation and Pledge of Allegiance**
- III. Approval of Agenda**
- IV. Citizen Comment**
- V. Ordinances - First Reading**

A. Ordinance 2016-0003, Amending certain definitions associated with time share projects to remove time constraints, repealing the prohibition of time share projects in the agricultural residential district, and authorizing them as special exceptions in that district and as by right permitted uses in planned unit developments. In a technical amendment not shown in the text of the ordinance, numbered paragraphs under 702 and 911 have been replaced with bulleted paragraphs.

B. Ordinance 2016-0004, Amending §§ 302, 707, and 708 of Appendix A to the Amherst County Code to clarify the intent of the general commercial district; eliminate newsstands, oil and gas activities, and video sales and rental businesses as permitted uses in that district; define call centers and warehousing and distribution facilities; make those facilities and governmental facilities permitted uses in that district; authorize oil and gas activities as special exception uses; and clarify screening requirements for permitted and special exception uses. The ordinance also clarifies the intent of the industrial district; defines corporate offices, data centers and research and development facilities; authorizes those facilities and call centers and contractor facilities as permitted uses in that district; and authorizes emergency services and governmental facilities as special exception uses in that district. The ordinance also authorizes the Zoning Administrator to determine whether a specific use not listed in County Code as a permitted or special exception use in the general commercial district is similar to specified uses and hence eligible to locate in that district, and makes non-substantive amendments to Code structure to better alphabetize some use listings.

C. Ordinance 2016-0005, Amending Article I of Chapter 13 (§ 13-1 through § 13-12) of the Amherst County Code to eliminate the requirement for waste haulers to obtain and maintain insurance coverage, to correct the title of the Director of the Department of Public Works and to clarify the extent of her authority, to add authority for acceptance of a letter of credit in lieu of a performance and payment bond, to eliminate the word "residential" to permit curbside collection of non-residential waste, to eliminate a duplicative provision governing the term of a license, to change the interest rate on delinquent accounts from 12 percent to 10 percent, to conform various definitions to State Code, and to make other conforming and non-substantive amendments to clarify Code meaning.

D. Ordinance 2016-0006, Adding Article VI, comprised of Divisions One through Four, containing Sections 9-150 through 9-159, (Division 1), Sections 9-160 through 9-169 (Division 2), Sections 9-170 through 9-179, (Division 3), and Sections 9-180 through 9-199 (Division 4) to Chapter 9 of the Amherst County Code, to modify the requirements governing motor vehicle graveyards and inoperable, abandoned, unattended, or trespassing vehicles. The changes conform County definitions with State law, provide for enforcement against abandoned motor vehicles in all districts in the County except the industrial district, eliminate the appeals process for decisions involving inoperable vehicles, and eliminate provisions relating to parking violations which the County is not now enforcing. The provisions governing *inoperable vehicles* will not apply (i) to a licensed business which as of June 26, 1970, is regularly engaged in business as an automobile dealer,

BOOK 35

April 5, 2016

Page 71

salvage dealer or scrap processor (ii) to farm related vehicles and equipment, or (iii) to parcels in the A-1 Agricultural Residential District containing three or fewer inoperative motor vehicles. Article IV of Chapter 9 of the Amherst County Code is repealed.

VI. Consent Agenda

- A. Minutes – February 16, 2016, March 1, 2016 and March 8, 2016
- B. Sheriff's Office and Public Safety – FY15 Appropriation Request, pass-through funds
- C. Sheriff's Office - FY16 Appropriation Request, Bullet proof vests
- D. Accounting - FY16 Appropriation Request, Brockman Park
- E. Public Safety – Capital Expenditures, Emergency Services Council
- F. Resolution No. 2016-0006-R, A resolution, directing staff to prepare or review for the County's consideration those deeds and other documents necessary for the County's grant and acceptance of various easements and other property interests.
- G. Resolution No. 2016-0007-R, A resolution, expressing support for a request by the Town of Amherst that the Virginia Department of Transportation include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project.

VII. Old Business

- A. VDOT – Amherst County Rural Rustic Priority List – FY17-FY22

VIII. New Business

- A. Planning/Zoning – Train Depot Construction Phase III
- B. Registrar/Electoral Board – Voting machines appropriation request

IX. County Administrator's Report

- A. Boards/Committees/Commissions – Quarterly Report on upcoming vacancies
- B. Agriculture Committee Charter
- C. Projects Status Report

X. County Attorney's Report

- A. Agreement between County and Constitutional Officers Governing Personnel Matters

XI. Liaison and Committee Reports

- A. Lynchburg Regional Business Alliance, Exec Board – March 11, 2016
- B. Local Government Council (LGC) – March 17, 2016

XII. Departmental Reports

- A. Treasurer – February 2016 Report

XIII. Citizen Comment

XIV. Matters from Members of the Board of Supervisors

XV. Closed Session

- A. Virginia Code § 2.2-3711(A)(1): To discuss legal guidance pertaining to a personnel matter.

XVI. Adjournment

MINUTES

At a regular meeting of the Amherst County Board of Supervisors held at the Amherst County Administration Building on Tuesday, the 5th day of April, 2016, at 1:00 p.m., the following members were present:

BOARD OF SUPERVISORS:

PRESENT: John A. Marks, Jr. Chairman
David W. Pugh, Jr., Vice-Chair
Claudia D. Tucker, Supervisor
Kenneth M. Campbell, Supervisor

ABSENT: L. J. Ayers, III, Supervisor

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

I. Call to Order

Chairman Marks called the meeting to order at 1:00 p.m.

II. Invocation and Pledge of Allegiance

Chairman Marks led the Invocation and Pledge of Allegiance.

III. Approval of Agenda

By motion of Supervisor Tucker and with the following vote, the Board approved the Agenda for April 5, 2016.

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

IV. Citizen Comment

Chairman Marks opened the meeting to citizen comment.

There were no speakers.

Chairman Mark closed the meeting to citizen comment.

V. Ordinances - First Reading

A. Ordinance 2016-0003, Amending certain definitions associated with time share projects to remove time constraints, repealing the prohibition of time share projects in the agricultural residential district, and authorizing them as special exceptions in that district and as by right permitted uses in planned unit developments. In a technical amendment not shown in the text of the ordinance, numbered paragraphs under 702 and 911 have been replaced with bulleted paragraphs.

Jeremy Bryant, Planning/Zoning Director, addressed the Board regarding the August 4, 2015 request by the Economic Development Authority (EDA) that Section 702.1 of the Amherst County Zoning and Subdivisions Ordinance prohibiting time-share projects in the A-1 Agricultural Residential District be rescinded.

Chairman Marks questioned the reason behind the EDA's request. Mr. Edgar Kinnier, member of the EDA came forward to address this. Mr. Kinnier explained that this is an avenue to encourage tourism and economic development in Amherst County and to bring people to spend time in Amherst County.

There was a Board discussion regarding fractional ownership and allowing timeshares as a special exception.

By motion of Chairman Marks and with the following vote, the Board directed staff to schedule a public hearing for Ordinance 2016-0003 on April 19, 2016.

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

BOOK 35

April 5, 2016

Page 73

B. Ordinance 2016-0004, Amending §§ 302, 707, and 708 of Appendix A to the Amherst County Code to clarify the intent of the general commercial district; eliminate newsstands, oil and gas activities, and video sales and rental businesses as permitted uses in that district; define call centers and warehousing and distribution facilities; make those facilities and governmental facilities permitted uses in that district; authorize oil and gas activities as special exception uses; and clarify screening requirements for permitted and special exception uses. The ordinance also clarifies the intent of the industrial district; defines corporate offices, data centers and research and development facilities; authorizes those facilities and call centers and contractor facilities as permitted uses in that district; and authorizes emergency services and governmental facilities as special exception uses in that district. The ordinance also authorizes the Zoning Administrator to determine whether a specific use not listed in County Code as a permitted or special exception use in the general commercial district is similar to specified uses and hence eligible to locate in that district, and makes non-substantive amendments to Code structure to better alphabetize some use listings.

Jeremy Bryant, Planning/Zoning Director, addressed the Board regarding the EDA's and Planning Commission's recommended code changes to the Zoning and Subdivision Ordinance for the B-2 General Commercial District and M-1 Industrial District. Mr. Bryant explained the proposed changes added new uses and modified several existing uses.

Vice-Chair Pugh asked for clarification of rental businesses. Mr. Bryant explained this was eliminated because it was an archaic term; however, the general intent of the district allows such uses.

Chairman Marks commented on the statement in the summary of the changes, "*The ordinance also authorizes the Zoning Administrator to determine whether a specific use not listed in County Code as a permitted or special exception use in the general commercial district is similar to specified uses and hence eligible to locate in that district*". Chairman Marks asked Mr. Bryant if this is at the discretion of the Zoning Administrator. Mr. Bryant responded this statement was written to address those uses that are close but not entirely in line with the specified uses.

By motion of Supervisor Campbell and with the following vote, the Board directed staff to schedule a public hearing for Ordinance 2016-0004 on April 19, 2016.

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

C. Ordinance 2016-0005, Amending Article I of Chapter 13 (§ 13-1 through § 13-12) of the Amherst County Code to eliminate the requirement for waste haulers to obtain and maintain insurance coverage, to correct the title of the Director of the Department of Public Works and to clarify the extent of her authority, to add authority for acceptance of a letter of credit in lieu of a performance and payment bond, to eliminate the word "residential" to permit curbside collection of non-residential waste, to eliminate a duplicative provision governing the term of a license, to change the interest rate on delinquent accounts from 12 percent to 10 percent, to conform various definitions to State Code, and to make other conforming and non-substantive amendments to clarify Code meaning.

Teresa Nuckols, Public Works Director, addressed the Board regarding the requirement that waste haulers obtain and maintain insurance coverage to be licensed in the County.

Ms. Nuckols stated this change is intended to attract small private waste haulers to the County and expand residential curbside trash collection routes.

Ms. Nuckols also spoke on several minor changes proposed for better clarity in the ordinance.

Vice-Chair Pugh commented on the tipping fees and understood no fee is charged when local trash is brought to landfill. Vice-Chair Pugh stated said that smaller operations should receive the same benefit.

By motion of Chairman Marks and with the following vote, the Board directed staff to schedule a public hearing for Ordinance 2016-0005 on April 19, 2016.

BOOK 35

April 5, 2016

Page 74

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

D. Ordinance 2016-0006, Adding Article VI, comprised of Divisions One through Four, containing Sections 9-150 through 9-159, (Division 1), Sections 9-160 through 9-169 (Division 2), Sections 9-170 through 9-179, (Division 3), and Sections 9-180 through 9-199 (Division 4) to Chapter 9 of the Amherst County Code, to modify the requirements governing motor vehicle graveyards and inoperable, abandoned, unattended, or trespassing vehicles. The changes conform County definitions with State law, provide for enforcement against abandoned motor vehicles in all districts in the County except the industrial district, eliminate the appeals process for decisions involving inoperable vehicles, and eliminate provisions relating to parking violations which the County is not now enforcing. The provisions governing *inoperable vehicles* will not apply (i) to a licensed business which as of June 26, 1970, is regularly engaged in business as an automobile dealer, salvage dealer or scrap processor (ii) to farm related vehicles and equipment, or (iii) to parcels in the A-1 Agricultural Residential District containing three or fewer inoperative motor vehicles. Article IV of Chapter 9 of the Amherst County Code is repealed.

Jeremy Bryant, Planning/Zoning Director addressed the Board regarding a request by the Sheriff's Office to make changes to the inoperable motor vehicles ordinance to increase clarity in certain zoning districts. Mr. Bryant stated that farm related vehicles are exempt from this ordinance. Mr. Bryant said the proposed inoperative motor vehicle ordinance modifies the requirements governing motor vehicle graveyards and inoperable, abandoned, unattended, or trespassing vehicles. These changes conform County definitions to State law. It also provides enforcement against inoperable motor vehicles in all districts in the County except the industrial district, and includes for the first time, the agricultural district. This change eliminates the appeals process for decisions involving inoperable vehicles and also eliminates provisions relating to parking violations, which the County does not enforce.

Vice Chair Pugh voiced his concern over these changes especially restoration of old vehicles. Mr. Bryant explained the ordinance is not more restrictive than what is currently on the books but adds clarity.

By motion of Supervisor Campbell and with the following vote, the Board directed staff to schedule a public hearing for Ordinance 2016-0006 on April 19, 2016.

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

VI. Consent Agenda

- A. Minutes – February 16, 2016, March 1, 2016 and March 8, 2016
- B. Sheriff's Office and Public Safety – FY15 Appropriation Request, pass-through funds
- C. Sheriff's Office - FY16 Appropriation Request, Bullet proof vests
- D. Accounting - FY16 Appropriation Request, Brockman Park
- E. Public Safety – Capital Expenditures, Emergency Services Council
- F. Resolution No. 2016-0006-R, A resolution, directing staff to prepare or review for the County's consideration those deeds and other documents necessary for the County's grant and acceptance of various easements and other property interests.
- G. Resolution No. 2016-0007-R, A resolution, expressing support for a request by the Town of Amherst that the Virginia Department of Transportation include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project.

By motion of Vice-Chair Pugh and with the following vote, the Board approved Items A-E and adopted Items F-G listed on the Consent Agenda for April 5, 2016. (See Attachments 1 and 2)

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

VII. Old Business

A. VDOT – Amherst County Rural Rustic Priority List – FY17-FY22

Don Austin, Residency Administrator, Virginia Department of Transportation, addressed the Board regarding the Rural Rustic Priority List for FY17-FY22.

Mr. Rodgers stated that Supervisor Ayers wished to include Wares Gap Road to the Priority List and understood only one mile of this road would qualify for funding.

Mr. Austin explained this list is a developmental plan based on projected funding.

Mr. Rodgers suggested leaving the list as it is and to add Wares Gap Road at later time. Mr. Austin agreed and advised he could place this road on a future list.

By motion of Chairman Marks and with the following vote, the Board approved the VDOT-Amherst County Rural Rustic Priority List – FY17-F22 and chose not to include Wares Gap Road at this time. **(See Attachment 3)**

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

Mr. Austin also asked that the Board schedule a public hearing for the Six-Year plan for May 17, 2016.

VIII. New Business

A. Planning/Zoning – Train Depot Construction Phase III

Jeremy Bryant, Planning/Zoning Director, addressed the Board and asked for authorization to execute the construction contract for Phase III (completion) of the Amherst Train Depot Project.

Mr. Bryant stated that mold has been identified in the structure and must be removed prior to construction activities. Mr. Bryant said the estimated cost for this work is between \$20,000 - 30,000.

Chairman Marks asked how long it will take to eradicate the mold.

David Proffitt, Deputy County Administrator, advised bids for remediation of the mold are due April 7, 2016 and anticipates the work could be completed within 60 days to remove the mold. Mr. Proffitt advised the mold remediation will be a change-order to the general contract so that the County can be reimbursed through grant funds for the cost.

Vice-Chair Pugh stated the Train Depot project has been a convoluted process, is unfair to local government taxpayers and has taken ten years to get to this point. Vice-Chair Pugh said he hoped the County will have something to be proud of once the project is completed.

By motion of Supervisor Campbell and with the following vote, the Board authorized the County Administrator to sign the Phase III Train Depot construction contract with Custom Structures, Inc., in the amount of \$383,093.44, subject to VDOT authorization.

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

B. Registrar/Electoral Board – Voting machines appropriation request

Wanda Spradley, Secretary of the Amherst County Electoral Board, Fran Brown, Amherst County Registrar, Kenneth Branhan, Vice-chair of the Electoral Board and Teresa Almond, Chair of the Electoral Board, addressed the Board regarding the purchase of 14 new voting machines.

Ms. Spradley explained that during the November 2015 and March 2016 elections, voting machines malfunctioned at several voting precincts. Ms. Spradley said that the locality is required to purchase digital scan machines and advised the State Board of Elections is not providing any money to counties for the purchase of these machines.

Chairman Marks stated he understood the State will not pay anything toward this and questioned why the two other bids were considerably less. Ms. Spradley explained the Hart Intercivic machines were easy to use, store and transport and did not require special paper.

Supervisor Tucker asked what the average life span of voting machines was. Ms. Spradley stated the machines last for approximately 16 years.

There was a discussion concerning renting versus purchasing new machines to defer the cost at this time. Vice-Chair Pugh commented that replacement of the voting machines was removed from the CIP and not included in this budget.

Mr. Rodgers asked Chairman Marks if the money will come from the Unobligated General Fund and Chairman Marks responded it would.

By motion of Supervisor Tucker and with the following vote, the Board authorized the appropriation of \$162,864.43 from the Unobligated General Fund to purchase new voting equipment from Hart Intercivic.

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

IX. County Administrator's Report

A. Boards/Committees/Commissions – Quarterly Report on upcoming vacancies

Mr. Rodgers addressed the Board and advised this report lists upcoming vacancies on Boards/Committees/Commissions. Mr. Rodgers report the Building Appeals Board has a vacancy for the District 2. Mr. Rodgers advised his office did not receive any letters of interest from any applicants from District 2.

It was the Board's consensus to reappoint George Nichols to the District 4 seat; to re-advertise the District 2 vacancy; and to schedule interviews of the two applicants who have applied for the District 3 vacancy.

B. Agriculture Committee Charter

Mr. Rodgers addressed the Board regarding the proposed Agriculture Committee Charter that provides guidance to the members of this committee and requires regular reports to the Board of Supervisors regarding its activities.

Mr. Rodgers advised this charter requires the Agriculture Committee to meet two times a year and is not organized by districts but by agricultural specialties. Mr. Rodgers asked the Board to agree on the terms of the charter that includes the goals and objectives.

By motion of Chairman Marks and with the following vote, the Board approved the charter for the Agriculture Committee.

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

C. Projects Status Report

Mr. Rodgers addressed the Board and advised this is an update regarding current projects.

X. County Attorney's Report

A. Agreement between County and Constitutional Officers Governing Personnel Matters

Chairman Marks stated that all of the agreements are identical to the Treasurer's example included in the Board's packet and the agreements are ready for signature.

By motion of Vice-Chair Pugh and with the following vote, the Board approved the Cooperative Agreements between Amherst County and the Constitutional Officers, and directed the Chairman to sign and execute these agreements.

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

XI. Liaison and Committee Reports

A. Lynchburg Regional Business Alliance, Exec Board – March 11, 2016

B. Local Government Council (LGC) – March 17, 2016

Mr. Rodgers advised the Board these reports are for the Board's information. Mr. Rodgers commented on Central Virginia Training Center (CVTC) and asked the Local Government Council to pass a resolution to support our efforts to get funding for CVTC. Mr. Rodgers stated the Local Government Council (LGC) advised him that before issuing a resolution he must consult with Senator Newman and make sure it does not interfere with his efforts with CVTC. Mr. Rodgers advised he will make an appointment with Senator Newman at a later date.

XII. Departmental Reports

A. Treasurer – February 2016 Report

For Information Only.

XIII. Citizen Comment

There were no citizen comments.

XIV. Matters from Members of the Board of Supervisors

Supervisor Campbell had no matter to discuss.

Supervisor Tucker suggested to the Board to have County staff reach out to the EDA for any input regarding the closing of Pleasant View School.

Mr. Rodgers advised he has contacted Victoria Hanson, Director of Economic Development and she has toured the facility. Ms. Hanson indicated the location is remote and difficult for a business to locate; however, she did not believe it would be useful as an incubator.

Supervisor Tucker wanted to make sure that every single faction of our local government looks at this and asked the EDA to produce a report.

Vice-Chair Pugh had no matter to discuss.

Chairman Marks had no matter to discuss.

XV. Closed Session

A. Virginia Code § 2.2-3711(A)(1): To discuss legal guidance pertaining to a personnel matter.

Supervisor Campbell moved that the Amherst County Board of Supervisors convene in closed session pursuant to the personnel exemption at § 2.2-3711 (A)(1) of the Code of Virginia, to discuss a personnel matter relating to a Board appointee; and pursuant to § 2.2-3711 (A)(7) of the Code of Virginia, to consult with the County Attorney as necessary regarding the personnel matter, which matter may require the provision of legal advice by the County Attorney.

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

Supervisor Campbell motioned to come out of closed session and was approved with the following vote:

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

CERTIFICATION OF CLOSED MEETING

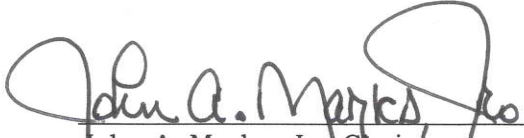
Supervisor Campbell moved that the Amherst County Board of Supervisors certify by a recorded vote that, to the best of each Board member's knowledge, only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion authorizing the closed session were heard, discussed, or considered in the closed session.

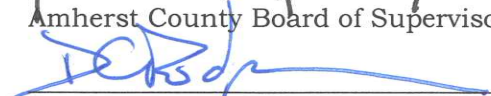
Mr. Marks AYE
Mr. Pugh AYE
Mrs. Tucker AYE
Mr. Ayers ABSENT
Mr. Campbell AYE

XVI. Adjournment

By motion of Vice-Chair Pugh and with the following vote, the Board moved to adjourn.

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



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


Dean C. Rodgers, Clerk



Amherst County Board of Supervisors
County Resolution No. 2016-0006-R

For consideration on April 5, 2016

A RESOLUTION, NO. 2016-0006-R

A resolution, directing staff to prepare or review for the County's consideration those deeds and other documents necessary for the County's grant and acceptance of various easements and other property interests.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Board of Supervisors of Amherst County hereby directs staff to prepare or review for the Board's consideration those deeds and other documents necessary for granting and accepting various easements and other property interests, as follows:

WHEREAS, the Lee Family LLC holds property (hereafter "Lee Property 1") located adjacent to State Route 210, the "Old Town Connector"; and

WHEREAS, Lee Property 1 is landlocked, having no access to State Route 210, and an ingress/egress easement across County Property therefore is necessary for its beneficial use; and

WHEREAS, the ownership of a sliver of land comprising approximately one acre (hereafter, the "Acre") which lies between Lee Property 1 and property owned by Amherst County, specifically denominated with tax map number 161-A-146 (hereafter "County Property") is uncertain; and

WHEREAS, the County has no use for the Acre, except that it should, in the interest of prudent planning, hold a public utility easement across the Acre; and

WHEREAS, the County would benefit from an ingress/egress easement and a shoreline restoration easement over certain other property owned by the Lee family which lies along the James River near the intersection with Fertilizer Road, denominated with tax map number 161-A-148 (hereafter, "Lee Property 2").

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

That the Board of Supervisors of Amherst County hereby expresses its willingness to consider quitclaiming to the Lee Family LLC any interest the County may have in the Acre, in return for the grant from the Lee Family LLC of a public utility easement across the Acre that spans the width of the acre.

BE IT FURTHER RESOLVED:

That the Board of Supervisors further expresses its willingness to consider granting the Lee Family LLC an ingress/egress easement across County Property for purposes of accessing Lee Property 1.

BE IT FURTHER RESOLVED:

That the Board of Supervisors intends to make these grants contingent on receiving from the Lee family a shoreline restoration easement and an ingress/egress easement across Lee Property 2 to support work by the Amherst County Service Authority for protection of the James River Sewer Interceptor.

BE IT FURTHER RESOLVED:

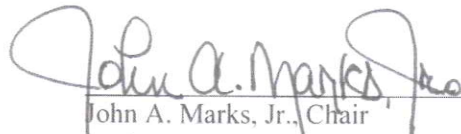
The Board of Supervisors recognizes that the Lee family may wish to place time or use limitations on that portion of the easement across Lee Property 2 that extends from the James River Interceptor easement to the shore of the James River, and directs staff to develop appropriate limitations.

BE IT FURTHER RESOLVED:

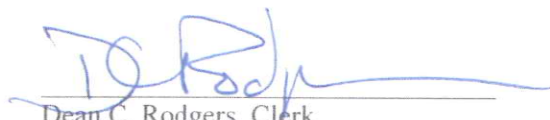
The Board of Supervisors hereby directs staff to prepare or review for the Board's consideration those deeds and other documents necessary for granting and accepting various easements and other property interests as indicated herein.

II. That this resolution shall be in force and effect upon adoption.

Adopted this 5th day of April, 2016.


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

ATTEST:


Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 4

Nays 0

Abstentions 0



Amherst County Board of Supervisors
County Resolution No. 2016-0007-R

For consideration on April 5, 2015

A RESOLUTION, NO. 2016-0007-R

A resolution, expressing support for a request by the Town of Amherst that the Virginia Department of Transportation include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project.

Approved as to form by the County Attorney

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

I. That the Board of Supervisors of Amherst County hereby expresses its support of a request by the Town of Amherst that the Virginia Department of Transportation include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project, as follows:

WHEREAS, the Town of Amherst adopted a resolution dated March 9, 2016, requesting that the Virginia Department of Transportation (hereafter, "VDOT") include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project; and

WHEREAS, the County recognizes that biking and walking are active modes of transportation that are economical, energy-efficient, and encourage a healthy lifestyle; and

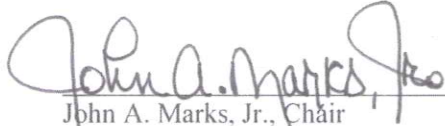
WHEREAS, the County cares about the health and safety of all citizens that call Amherst County home, and is committed to enhancing the quality of life for the residents of the town, while encouraging tourism.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AMHERST, VIRGINIA:

That the Board of Supervisors of Amherst County hereby expresses its support of a request by the Town of Amherst that the Virginia Department of Transportation include pedestrian and bicycle accommodations along the entire Main Street corridor as a component of the Main Street resurfacing project.

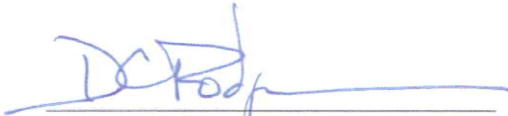
II. That this resolution shall be in force and effect upon adoption.

Adopted this 5th day of April, 2015.



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

ATTEST:



Dean C. Rodgers, Clerk
Amherst County Board of Supervisors

Ayes 4

Nays 0

Abstentions 0

ADOPTED

4 / 5 / 16

AMHERST COUNTY

RURAL RUSTIC PRIORITY LIST - FY17 - FY22

PRIORITY	ROUTE	NAME	FROM	TO	LENGTH	TC - VPD	PROJECTED FUNDING *
	654	MUNDY'S MILL ROAD	ROUTE 613	DEAD END	0.41 Mi.	140	COMPLETE remove from list
1	609	STOVE HILL ROAD	ROUTE 610	DEAD END	0.81 Mi.	170	Funded - Construction summer 2016
2	628	STROBE MOUNTAIN ROAD	ROUTE 663	DEAD END	0.86 Mi.	198	FY16/17
3	824	BANTON LANE	ROUTE 60	DEAD END	0.57 Mi.	120	FY17/18
4	759	BRAXTON RIDGE ROAD	ROUTE 712	DEAD END	0.80 Mi.	100	FY17/18
5	712	PENDLETON DRIVE	ROUTE 759	DEAD END	0.67 Mi.	70	FY18/19
6	686	STINNETT ROAD	ROUTE 60	DEAD END	0.67 Mi.	170	FY18/19
7	663	SMOKEY HOLLOW ROAD	ROUTE 828	ROUTE 628	1.63 Mi.	108	FY19/20
8	602	PARK LANE	ROUTE 60	0.10 MI. E. ROUTE 60	0.10 Mi.	110	FY20/21
9	632	FRANKLIN CREEK ROAD	1.64 MI. N. ROUTE 722	DEAD END	1.16 Mi.	70	FY20/21
10	751	HARTLESS ROAD	ROUTE 151	DEAD END	1.23 Mi.	70	FY21/22
11	689	EAST MONITOR ROAD	ROUTE 617	1.20 MI. S. RTE 617	1.20 Mi.	50	FY21/22
12	691	TINSLEY LANE	ROUTE 650	DEAD END	1.10 Mi.	88	Unfunded
13	648	BECK CREEK ROAD	ROUTE 622	ROUTE 613	1.66 Mi.	61	Unfunded
14	692	MUDDY BRANCH ROAD	ROUTE 752	ROUTE 616	1.40 Mi.	53	Unfunded

Estimated cost per mile \$200,000

*Based FY17/FY22 SSYP projected allocations