MEETING #33 – July 2

At a Joint Meeting of the Madison County Board of Supervisors and the Madison County Planning Commission on July 2, 2014 at 7:00 p.m. in the Administrative Center Auditorium located at 414 N. Main Street:

PRESENT: Doris G. Lackey, Chair
R. Clay Jackson, Vice-Chair
Jonathon Weakley, Member
Robert W. Campbell, Member
R. Clay Jackson, Member
Kevin McGhee, Member
V. R. Shackelford, III, County Attorney
Ernest C. Hoch, County Administrator
Betty Grayson, Zoning Administrator

ABSENT: Jacqueline S. Frye, Deputy Clerk

Planning Commission:

1. Call to Order

Carlton Yowell, Commission Chair, called tonight's meeting to order.

2. Pledge of Allegiance & Moment of Silence

The Board of Supervisors and the Madison County Planning commenced the meeting with the Pledge of Allegiance and a moment of silence.

3. Determine Presence of a Quorum

Mr. Yowell, Commission Chair, noted a Quorum was present.

4. Approval of Minutes

The minutes of the June 4, 2014 Joint Meeting were approved as presented.

Mr. Yowell provided an overview of tonight's meeting process; representatives will be asked to approach the podium to provide their name and any information pertinent to tonight's case. Questions will be will be entertained by the Commission members, the public (with a limit of no more than five [5] minutes), and then recommended onto the Madison County Board of Supervisors either for approval, tabling or denial.

Mr. Yowell, Chair, asked that applicants remain for the Madison County Board of Supervisor's portion of tonight's meeting.

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5. Action Items:

a. **Case No. S-07-14-19:** Request by Susan H. Hull Bagby and Larry E. Haney for a plat of a subdivision of land to create one (1 lot with no residue. This property is located off Route 662 (Graves Mill Road) on a new fifty foot (50') right-of-way at Graves Mill, zoned A-1. The final plat has been approved by the Madison Health Department and VDOT. Lot was created 9/30/77 without County approval, had road frontage, flood of '95 took away; now needs right-of-way from neighbor (family).

   Dave Lewis, Surveyor, was present on behalf of the applicant he advised the road was quite extensive and was destroyed during the flood of '95; afterwards, VDOT reconstructed the road in a manner so there would be access to the property. Also, he advised that before the flood, the roadway was thirty foot (30') restrictive use – after the flood, a fifty-foot (50') right-of-way was constructed – any remaining property was established as a part of the Estes' property.

   The County Attorney advised the general law states that when a river moves gradually, the property line moves with the river; when there's a catastrophic event, the guideline changes and the boundary line doesn't move with the river. In closing, he agreed that when VDOT constructed a new road, they resolved the issue as to who owns the bounds of the property on a particular side of the roadway.

   Mr. Lewis advised parts of the old riverbed can still be seen a little further down the roadway (towards the Estes' property), as also discovered when a survey was completed for the property.

After discussion, the Madison County Planning commission recommended that Case No. S-07-14-19 be recommended onto the Madison County Board of Supervisors for approval.

b. **Case No. SP-07-14-20:** Request by Ann Ford Henshaw or Joseph Richards Henshaw for a site plan to construct additions to an existing shop building for a cabinet, woodworking or wood assembly shop under cover. This property is located on Route 607 (4454 Elly Road) near Oak Park, zoned A-1. A letter of approval received from Dwayne Dixon, Sanitarian, Madison Health Department, dated July 1, 2014 and approval was provided by VDOT in an email dated June 17, 2014.

Mr. Henshaw was present to answer questions pertaining to tonight's request.

After discussion, the Madison County Planning Commission recommended that Case No. SP-07-14-20 be recommended onto the Madison County Board of Supervisors for approval.

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c. **Case No. S-07-14-21:** Request by Stephen M. or Carol T. Leake for a plat of a subdivision of land to create one (1) lot with residue on Route 656 (1472 Champe Plain Road) near Etlan, zoned A-1. The final plat has been approved by the Madison Health Department and VDOT.

Mr. Leake was present to answer any questions pertaining to tonight's request.

After discussion, the Madison County Planning commission recommended that Case No. S-07-14-21 be referred to the Madison County Board of Supervisors for approval.

- Request by: LS Industries, Inc. for approval of an erosion and sediment control plan located off Rt. 687, Fairgrounds Road. This plan includes site grading and an entrance, no structures.

Mr. Yowell, Chair, advised that based on the guidelines noted in the County's E&S Control Ordinance, this particular request doesn't require a "Case No."

Brian Daniel, Erosion & Sedimentation Technician, was present and advised that due to the manner in which the above referenced property is zoned, the request must be approved by the Madison County Board of Supervisors, as per the recommendation of the Madison County Planning Commission, the Culpeper Soil & Water Conservation District, and the Madison Erosion & Sedimentation Technician. Furthermore, he advised the applicant would like to implement site grading at the location, and approval for the entrance has been provided by Anthony Hurlock of VDOT. In closing, he advised a set of plans have been provided for review, and a bond estimate has been recommended in the amount of $ 4,350.63.

David Jones, Commission member, questioned whether Mr. Daniel was satisfied with the information that has been provided by the applicant, to which Mr. Daniel advised that everything submitted was acceptable.

After discussion, the Madison County Planning Commission recommended the Madison County Board of Supervisors approve the erosion & sediment control plan and the bond estimate totaling $ 4,350.63 requested by LS Industries, Inc.

6. Discussions/Actions:

7. Town of Stanardsville & Greene Counties requesting that VDOT place signage advising "No Truck Traffic" on Route 230Adjournment:

Mr. Yowell, Chair, advised that Mr. Guy and Mr. Lowe (of Greene County) are present to discuss the issue of restricting 'through truck traffic' on Route 230 (from Sheetz in Madison County through the Town of Stanardsville, Virginia).

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Gary Lowe, Mayor of Stanardsville, Virginia was present and provided an overview of concerns pertaining to truck traffic traveling from Madison County (on Route 230) into Stanardsville, Virginia (Greene County); he advised there are a lot of safety concerns with truck traffic, as there are residences, schools and other activities that transpire along the Main Street in Greene County. To date, there hasn't been a severe incident and he'd like take a proactive approach to this issue. The representatives from VDOT have been approached with the prospect of implementing an alternate truck route (making a left off Route 230 and entering along the bypass) as opposed to traveling through the Town of Stanardsville. After the review of specific criteria, VDOT has advised the intersection of Route 230 and Route 33 Business is deemed to be unsafe and have denied the request to implement an alternate truck traffic route. In closing, he'd like to request a resolution of support from Madison County to request that Route 230 not be denoted as a recommended truck route, and that trucks utilize the bypass instead.

In the event the request is granted by VDOT, it was indicated that signage could be placed at Sheets in Madison County (Wolftown-Hood Road).

Further concerns sited by Mr. Lowe included the fact the Main Street intersection of Route 230 and Route 33 Business is heavily traveled by pedestrians; the Town would like to control the speed and truck traffic in the area in an effort to protect the citizens of Greene County. It was also noted that work is being done of the Bridge (in Stanardsville) that will last for about 1.5 years.

Concerns verbalized by the Commission included the following:

- How will through truck traffic be policed if signage advises the route 'isn't recommended' for travel
- If support is provided by Madison County, how will this action affect the citizens here regarding those businesses that rely on truck travel daily
- Would the installation of a stop light at the intersection (Route 230 – Route 33 Business) help alleviate the existing problem
- Whether today's concerns been included in the six year road plan for Greene County

Mr. Yowell, Chair, advised in his opinion, there are a few roads in the County that should be restricted.

In closing, Mr. Lowe advised its' hoped today's endeavor will assist in getting VDOT to implement techniques to correct the unsafe conditions at the intersection of Route 230 and Route 33 Business. Additionally, he advised that if an alternate truck route is developed, the concerns being discussed today will not affect Madison County in any manner.

It was also noted that since the proposed bridge work will take 1.5 years, this time frame will perhaps allow Greene County to work on budgeting some funding to

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correct the unsafe intersection, which, in turn, will not impose any type of burden on Madison County.

Mr. Guy questioned if tonight's issue could be revisited at a later time, to which Mr. Yowell, Chair, reiterated that tonight's agenda item was solely for discussion, as the Commission hasn't reached a point to recommend any type of action be taken on the part of the County.

Mr. Yowell, Chair, advised the draft letter (provided by Greene County) will be forwarded if the Madison County Board of Supervisors agrees with the proposed request.

Mr. Guy took a moment to clarify that the draft letter provided tonight simply notes that because the request (by Greene County) will affect traffic on Route 230 in Madison County, no formal resolution will be needed if there is no objection to the proposed request by Greene County.

After discussion, the Madison County Planning Commission voted to table tonight's discussion on the request by Greene County until the July workshop.

Mr. Yowell, Chair, advised the next scheduled workshop will be rescheduled to Tuesday, July 15, 2014 at 7:00 p.m.

Commission members suggested documentation from VDOT be submitted for review prior to the July workshop session.

With no further action being required, Mr. Yowell, Chair, adjourned the Madison County Planning Commission's portion of tonight's meeting.

Board of Supervisors

1. Call to Order

Chairman Lackey called the Madison County Board of Supervisor's portion of tonight's meeting to order.

2. Determine Presence of a Quorum

Chairman Lackey advised a quorum was present.

3. Adoption of Agenda

Supervisor Jackson moved tonight's agenda be approved, seconded by Supervisor McGhee.
Chairman Lackey called for the addition of **Item 4-d (L&S Industries, Inc.)** and **Item 5-b (request from Greene County)**.

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The prior was amended to include the aforementioned addition to include Item 4-d and Item 5-b, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

4. Action Items:

a. Case No. S-07-14-19: Request by Susan H. Hull Bagby and Larry E. Haney….

Dave Lewis, Surveyor, was present to answer any questions pertaining to tonight's request.

Supervisor Campbell advised that during the flood of '95, land was taken from some citizens and the State gave some of the land to others, to which Mr. Lewis advised that VDOT generally doesn't go 'back and forth' and will either take land or leave it.

It was denoted that in driving past the property, a second lot wouldn't be noticed.

Supervisor Weakley moved that Case No. S-07-14-19 be approved, as U-06-14-17 be approved, as recommended by the Madison County Planning Commission, seconded by Supervisor Jackson, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

b. Case No. SP-07-14-20: Request by Lacy Ann Ford Henshaw or Joseph Richards Henshaw…..

Mr. Henshaw was present to answer any questions pertaining to tonight's request; he advised that should he desire to increase the size of the structure in the future, he will apply for a variance.

Supervisor Jackson moved that Case No. SP-07-14-20 be approved, be approved as recommended by the Madison County Planning Commission, seconded by Supervisor Campbell, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

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c. Case No. S-07-14-21: Request by Stephen M. or Carol T. Leake….

Supervisor Weakley questioned whether the County's site plan requirements exceed those recommended by VDOT and other entities.

Carol Davis, Assistant Zoning Administrator, was present and advised the County requires applicants to submit seventeen (17) copies of a site plan (a copy for each Commission member and Board member).

Supervisor McGhee moved that Case No. S-07-14-21 be approved, as recommended by the Madison County Planning Commission, seconded by Supervisor Campbell, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

d. Request by: LS Industries, Inc. for approval of an erosion and sediment control plan located off Rt. 687, Fairgrounds Road. This plan includes site grading and an entrance, no structures.

Chairman Lackey advised the last case will need action and approval of the bond.

Supervisor Campbell moved the request submitted by LS Industries, Inc. for approval of an erosion & sediment control plan be approved, as recommended by the Madison County Planning Commission, seconded by Supervisor Jackson, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

Supervisor Campbell moved the bond be set at $4,350.63, as recommended by the Madison County Planning Commission, seconded by Supervisor McGhee, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

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5. Discussions/Actions:
a. Blue Ridge Task Force (lease option): The County Administrator advised the task force is working on establishing future office space; a drawing was provided on the space at the Old ABC Building for review. During a recent conversation with the Sherriff, it appears the task force is still interested in their proposal to lease County office space. In closing, he advised a meeting will be scheduled during the upcoming week on this issue. Based on the amount of square footage that will be allocated, he feels the monthly lease amount will be more in the range of $1,200.00 (plus utilities) instead of the amount noted at the recent workshop session.

Additionally, he noted it was the assumption of the task force that they'd occupy the entire building, which will not be the case. In closing, it was noted that documentation will be provided to the Board for review and/or action at the August Regular Meeting. In closing, it was noted the task force plans to continue having an office in Culpeper and one in Madison (to serve Madison Greene and Orange).

Concerns were verbalized regarding the parking layout at the Old ABC Building. It was noted the driveway at the building is actually 'one-way.' It was also noted there will need to be some flexibility on the proposed lease (2 or three years), as County offices will be relocating in the near future.

b. Request from Greene County (Route 230 through Stanardsville):
Chairman Lackey questioned how long tonight's concern has been addressed and whether the Town is supportive of the request.

Mr. Lowe advised that work has been done on tonight's issue for the past ten (10) years; the issue has been addressed with the Town of Stanardsville, the Greene County School Board, the Sheriff's Department and the citizens of the Town of Stanardsville. Additionally, the schools are all located along the stretch of road being discussed. Although nothing serious has transpired, it's the suggestion of all parties involved that traffic be diverted onto the bypass, as the intersection of Route 230 and Route 33 Business is very narrow and cannot accommodate a truck making a left turn. Currently, there are about 107 trucks that travel this road regularly, as based on the last VDOT traffic study (i.e. estimated 17 trucks per day).

Supervisor Weakley advised there will also be concerns regarding other vehicles, and not just large trucks.

Supervisor Jackson advised that although he understands the concerns being proposed and that he's in favor of VDOT's assessment (that the intersection is unsafe); however, he does have concerns about restricting large trucks from traveling from Madison to Stanardsville. In closing, he reiterated the area is mainly agriculture and this type of restriction will impose some difficulty on the agricultural industry.

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Mr. Lowe clarified that Greene County would only like to have signage erected to state 'this is not a recommended through truck route.'

Chairman Lackey questioned whether trucks traveling in the opposite direction pass through the Town of Stanardsville to the bypass.

Supervisor McGhee advised that he understands the concerns being proposed, and would support Greene County's request to involve VDOT's assistance to make some improvements.

It was also questioned whether any type of study had been done for Madison County (by VDOT) with regard to large trucks traveling through on various routes here that are similar to the route being discussed.

The County Administrator advised that 'through traffic' would involve traffic starting from Sheetz (Madison) through to Stanardsville; however, if a vehicle started from Wolftown, that wouldn't be considered 'through traffic.' He also questioned if today's proposal would change the manner in which Google mapping information provides alternate driving routes for non-local trucks. In closing, he suggested that perhaps a personal study should be conducted from both directions that would provide truck drivers with an alternate route that may be quicker.

The County Administrator advised that VDOT does denote restricted roadways, as based on weight, height, etc., although these recommendations are noted as an 'advisory' only.

Supervisor Campbell advised he'd be against the Board taking any type of action without holding a public hearing to receive citizen input.

It was noted that if improvements were made to the intersection in question, traffic would have an adequate left turning lane.

In closing, it was noted that no action will be taken on this issue until after the Madison County Planning Commission's workshop session.

6. Information/Correspondence (if any)
Route 29 Corridor Study:
Supervisor Jackson advised at the last workshop, the Madison County Planning Commission expressed a great desire to include the Route 29 Corridor into the County's comprehensive plan; he suggested this item be added to the workshop session agenda.

7. Closed Session
a. Closed Session:
On motion of Supervisor Jackson, seconded by Supervisor McGhee, the Board moved to convene in a closed session, pursuant to Virginia Code Section 2.2-

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3711(A)(1), pertaining to personnel matters, specifically the County Administrator, with the following with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

b. Motion to Reconvene In Open Session:
On motion of Supervisor Jackson, seconded by Supervisor Weakley, the Board reconvened in open session, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

c. Motion to Certify Compliance:
On motion of Supervisor Jackson, seconded by Supervisor Weakley, the Board certified by roll-call vote that only matters lawfully exempted from open meeting requirements pursuant to Virginia Code Section 2.2-3711 (A)(1), and only matters that were identified in the motion to convene in a closed session were heard, discussed or considered in the closed meeting, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

8. Adjournment
With no further action being required, on motion of Supervisor Campbell, seconded by Supervisor Jackson, Chairman Lackey adjourned the meeting, with the following vote recorded:

Doris G. Lackey	Aye
R. Clay Jackson	Aye
Jonathon Weakley	Aye
Robert Campbell	Aye
Kevin McGhee	Aye

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Doris G. Lackey, Chairman
Madison County Board of Supervisors

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Clerk of the Board of the Madison County Board of Supervisors
Adopted on: August 12, 2014
Copies to: Doris G. Lackey, R. Clay Jackson, Jonathon Weakley, Robert Campbell; Kevin McGhee, V. R. Shackelford, Constitutional Officers

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6. **Discussions/Actions**
7. **Town of Stanardsville & Greene Counties' requesting that VDOT place signage advising "No Thru Truck Traffic" on Route 230**
8. **Adjournment**

Board of Supervisors

1. **Call to Order**
2. **Determine Presence of a Quorum**
3. **Adoption of Agenda**
4. **Action Items:**

   a. **Case No. S-07-14-19: Request by Susan H. Hull Bagby and Larry E. Haney……**
   b. **Case No. SP-07-14-20: Request by Lacy Ann Ford Henshaw or Joseph Richards Henshaw..**
   c. **Case No. S-07-14-21: Request by Stephen M. or Carol T. Leake….**
   d. Request by: LS Industries, Inc. for approval of an erosion and sediment control plan……
5. **Discussions/Actions:**
   a. **Blue Ridge Task Force (lease option)**
   b. Greene County Request (VDOT Place Signage Advising "No Thru Truck Traffic" on Route 230)

6. **Information/Correspondence (if any)**
7. **Closed Session – County Administrator**
8. **Adjournment**

AMENDMENTS DENOTED IN ROYAL BLUE WITH YELLOW HIGHLIGHT

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