

The minutes to Board of Supervisors meetings contained within this website are **unofficial** and are provided solely for the convenience of the website user. The **official** minutes to Board of Supervisors meetings are maintained on paper, bound and are available to the public Monday through Friday 8:30 a.m. - 5:00 p.m. in the office of the County Administrator, located in the Pamplin Government Center, 14016 Boydton Plank Road, Dinwiddie, Virginia. For further information, please contact the Clerk of the Board of Supervisors at (804) 469-4500 or by e-mail at arussell@dinwiddieva.us.

VIRGINIA: AT THE CONTINUATION MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE MULTI-PURPOSE ROOM OF THE PUBLIC SAFETY BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF DECEMBER, 2002, AT 12:00 NOON.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
(absent)	ROBERT L. BOWMAN, IV, VICE-CHAIR	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	AUBREY S. CLAY,	ELECTION DISTRICT #5

OTHER: PHYLLIS KATZ (arrived at 1:04 p.m.) COUNTY ATTORNEY

Mr. Edward A. Bracey, Jr., called the continuation meeting to order 12:00 noon.

IN RE: REVIEW OF THE COMMUNICATIONS SYSTEM RFP

The County Administrator stated representatives from Kimball & Associates are present today to review the Communications System RFP and answer any questions anyone might have. Due to the complexity of the system and the potential cost, she said she felt it would be advantageous to have the representatives explain to the Board what would be included in the RFP.

Ms. Denise Absher, Communications Manager, introduced Mr. Curt Andrigh, Project Manager, and Donald Harris, Radio Engineer, with Kimball & Associates.

Mr. Andrigh and Mr. Harris presented the following information to the Board:

County's Current Communications System

- Mix of VHF and UHF equipment
- Equipment is dated
- Poor coverage – maps included
- Duplication of efforts between Public Safety and Sheriff's Office

County's Coverage requirements for a new system

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95% of the county, with coverage 95% of the time for in house portable coverage

Designated "special" areas – where a higher level of coverage is needed, map indicating county's special area

Ways to increase coverage

Higher transmit power – limited by FCC
Taller towers – may not be politically acceptable
Correct tower location – may not be politically acceptable
Increase number of sites – will increase costs

What are the County's Options?

Option 1 – Five site simulcast VHF system

Pros:

Available space on existing towers
Possible re-use of some existing equipment

Cons:

Need to construct new tower at Namozine
May not meet County's coverage specification

Budgetary cost

\$250K to \$300K per site including:

Repeaters
Antenna System
RF distribution
Shelter
UPS
Generator

\$200K for 200' self-supporting tower at Namozine

Total Budgetary cost for radio infrastructure:

\$1.5M to \$1.7M

Option 2 – Three site simulcast VHF system

Pros:

Dominance of one site, for system failure mode
Potential revenue from tower space rental
Less infrastructure equipment
Less site carrier line leases

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Cons:

- Initial cost
- Environmental impact
- Construction time frame
- May not meet coverage specification

Option 2 – Three site simulcast VHF system

- Budgetary cost
- \$250K to \$300K per site including:
 - Repeaters
 - Antenna System
 - RF distribution
 - Shelter
 - UPS
 - Generator
- \$500K for 400' self-supporting tower at Courthouse
- \$200K for 200' self-supporting tower at Namozine

Total Budgetary cost for radio infrastructure:
\$1.5M to \$1.6M

Financial Options:

- Purchase out right
- Lease to buy
- Fee for Service

Summary:

- Old radio systems are obsolete, inadequate for daily operations
- A major incident would overwhelm current systems
- There are two viable options
- All communications operations should be consolidated for efficiency
- This is a decision that cannot be postponed

The County Administrator requested authorization to proceed with the RFP for the Communications System.

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey voting "Aye", Mr. Clay "Abstaining",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia authorizes Kimball & Associates to develop the procurement documents

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for the RFP for the Communications System according to the *Procurement Act* to be reviewed by the County Attorney.

IN RE: MEETING MOVED TO THE PAMPLIN ADMINISTRATION BUILDING BOARD MEETING ROOM

The Chairman moved the meeting to the Board Meeting Room in the Pamplin Administration Building for the continuation of the 2 Public Hearings.

IN RE: PUBLIC HEARING – VDOT SECONDARY ROAD SIX YEAR CONSTRUCTION PLAN 2003-2009 AND COUNTY’S ANNUAL SECONDARY ROAD CONSTRUCTION BUDGET 2003-2004

The County Administrator stated this is a continuation of the public hearing for VDOT’s Secondary Road 6 Year Construction Plan for FY 2003 -2009 for the County. At the December 4th meeting the Board voted to continue the hearing due to inclement weather.

Mr. Richard Caywood, Resident Engineer for the Virginia Department of Transportation, came forward to present the proposed Six-Year Plan. He gave a brief synopsis of the plan and commented he did not have anything new to add.

Mr. Bracey opened the public hearing. No one signed up to speak for or in opposition to the proposed Six-Year Plan. Mr. Bracey closed the public hearing.

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that they officially adopt the FY 2003-2009 Secondary Road Six-Year Construction Plan for Dinwiddie County as presented this date.

IN RE: ADOPTION OF – COUNTY’S ANNUAL SECONDARY ROAD CONSTRUCTION BUDGET 2003-2004

Upon Motion of Mr. Moody, Seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that VDOT’s FY 2003-2004 fiscal budget for the Secondary Systems Construction Program for Dinwiddie County as presented, is adopted.

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**IN RE: VDOT RESOLUTION DESIGNATING SHADY LANE -
RURAL RUSTIC ROAD**

Upon Motion of Mr. Moody, Seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting "Aye" the following resolution was adopted:

The Board of Supervisors of Dinwiddie County, in its regular meeting on the 18th day of December 2002, adopted the following:

RESOLUTION

WHEREAS, during the 2002 session of the General Assembly, legislation was passed to revise §33.1-70.1 of the code of Virginia, to allow for the improvement and hard surfacing of certain roads deemed to qualify for and be designated a **Rural Rustic Road**; and

WHEREAS, VDOT has expressed a willingness to adopt this concept on a pilot basis until the program is fully implemented to assist in developing and defining the guidelines to be used for the program; and be evaluated by VDOT with regard to safety, resident concerns, and environmental issues; and.

WHEREAS, such roads must be located in a low-density development area, and have no more than 500 vehicles per day; and

WHEREAS, this Board is unaware of any pending development that will affect the existing traffic on the road; and

WHEREAS, the citizens that utilize this road have indicated their support of this road being paved with minimal improvements; and

WHEREAS, a road that traverses an area known for its scenic vistas or a historic and relaxed ambiance is one that should be considered for designation as a Rural Rustic Road; and

WHEREAS, this Board believes Route 670, Shady Lane should be designated a Rural Rustic Road, From: Rt. 666
To: 1.8 MI N Rt. 666 owing to its qualifying characteristics; and

WHEREAS, the road aforesaid is in this Board's six-year plan for improvements to its secondary system of state highways:

NOW, THEREFORE, BE IT RESOLVED, this Board hereby designates and requests VDOT's Resident Engineer to concur in the aforesaid road as a Rural Rustic Road.

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BE IT FURTHER RESOLVED, this Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch-lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in their current state.

BE IT FURTHER RESOLVED, this Board pledges to discourage more development on this road.

BE IT FURTHER RESOLVED, that a certified copy of this resolution is forwarded to the Resident Engineer for the Virginia Department of Transportation.

Recorded Vote		A Copy Teste:
Moved By:		
Seconded By:	_____	Signed _____
Yeas:	_____	Printed Name _____
Nays:	_____	Title _____

IN RE: STATEMENT PRIOR TO PUBLIC HEARING

Mr. William C. Scheid, Planning Director, came forward to make the following statement prior to the Public Hearings.

“As previously requested by the Board of Supervisors, Draft copies of the Planning Commission Meeting minutes have been made available to the public prior to this meeting as well as copies on the table at the rear of this meeting room. The purpose of doing so is to expedite the hearing process without compromising the publics’ access to pertinent information. It is noted that the Board has been given various information on all of the hearing(s) to include, the application, zoning map, adjacent property owner list, locational map(s), proffers (if applicable), soils data, comprehensive land use maps and references, etc. With this information noted, I will proceed with the case(s).”

IN RE: PUBLIC HEARING – C-02-6 – HARVEY T. BAXTER, III

Mr. William C. Scheid, Planning Director, came forward stating this case was continued and he would not read the excerpt because it was read at the December 4th meeting. Instead he explained the definition of a ‘Subdivision’ and whether or not ‘Gentry Subdivision’ was actually a Subdivision as the Board requested at their December 4th meeting.

The Planning Summary Report is as follows:

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Planning Summary Report

File # C-02-6
Applicant Harvey T. Baxter, III
Location 23522 Cox Road, Petersburg, VA

The applicant, Mr. Harvey T. Baxter, III, is seeking a conditional use permit to build a self-storage warehouse on the rear portion of his property located at the intersection of Cox Road and Addison Street. Gentry Well Works, which is owned by Mr. Baxter, is located along the Cox Road frontage. In order to access the rear portion of the property, Mr. Baxter is proposing to use Addison Street. The property is zoned business, general B-2 which allows several types of business ventures. In order to establish the storage warehouse, a conditional use permit is required. The Chairman and staff introduced the case at the October 9th meeting after which the meeting was opened to public comments. There were several citizens in attendance that spoke on this request. Generally, the concerns raised were: traffic; drainage; child safety; neighborhood security; property values; clientele using the storage facilities and road access from Cox Road. A discussion among those present resulted in the Planning Commission continuing this case to their November 13th public meeting. In the interim, a committee was formed to see if there is a workable solution to this matter. The committee members are: Mr. Lee; Mr. McCray; Mr. Baxter; Mr. Sykes and Mr. Whirley. The committee met on October 23rd at 5:00 P.M. After a lengthy discussion, conditions were developed that addressed several of the concerns previously noted but it was noted by Mr. Whirley that the citizens were not in support of Mr. Baxter's request primarily due to the road access issue. After Mr. Lee presented the suggested conditions to the Planning Commission, they discussed them and amended them as follows:

1. Development of the storage warehouse facility shall be in accordance with the schematic prepared for Ted Baxter by Jeff Robinson and Associates, Consulting Engineer, dated July 7, 2002;
2. The proposed entrance to the storage warehouse from Addison Street shall be shifted approximately fifty (50) feet south of the existing proposal (moved closer to Route 226, Cox Road);
3. A natural buffer area of thirty (30) feet in width adjacent to Addison Street shall be maintained as well as the pond shall remain but may be modified;

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4. Security fencing shall be erected around the storage warehouse area with the fencing adjacent to Addison Street located behind the required buffer area;
5. Entrance to the storage facility shall be limited from 7:00 a.m. to 7:00 p.m.;
6. Security personnel shall be located in close proximity to the storage warehouse;
7. A storm water management plan shall be developed for this site to contain any drainage associated with this development;
8. Entrance to this property must be approved by the Virginia Department of Transportation; and
9. A "No Left Turn" sign shall be erected by the applicant at the intersection of the entrance road with Addison Street.

After discussion among Planning Commissioners, the case was recommended for approval (5-0-1, Mr. Titmus abstaining) with conditions to the Board of Supervisors.

Mr. Bracey opened the Public Hearing and asked if there were any citizens who wished to speak for or against C-02-6.

The following citizen(s) spoke in opposition of C-02-6:

1. Erick Sykes – 23817 Addison Street, Petersburg, Virginia.
2. Bennie Owens – 23611 Addison Street, Petersburg, Virginia – he commented he was not opposed to the self storage warehouse; his objection was to the entrance road coming off Addison Street instead of Rt. 226.
3. Michael Bratschi - 23500 Cutbank Road, McKenney, Virginia.

The following citizen(s) spoke in support of C-02-6:

1. Edward Williams – 23515 Cox Road, Petersburg, Virginia.

Mr. Ted Baxter, the applicant, came forward and stated he had met with Mr. Caywood and agreed to deed 25' of land from the center of the road for a right-of-way for the entrance road off Addison Street.

Mr. Bracey closed the public hearing.

Mr. Bowman stated he had received a couple of calls from citizens who would like to see Mr. Baxter clean up around the entrance of his office on Rt. 226 to bring it into compliance. Mr. Bowman asked Mr. Baxter where business would be transacted for the warehouse? Mr. Baxter replied that there would be a call box at the entrance of the warehouse and the older couple that lives in one of the

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houses next to Gentry Wells would go to the warehouse to assist them. There was a lengthy discussion between Mr. Bowman and Mr. Baxter regarding where and how business would be transacted. Mr. Scheid commented that the entrance road to the storage warehouse would have to be paved and meet specifications and if there were any concerns from the Board members, conditions could be added.

Mr. Moody stated that condition #2 added by the Planning Commission moved the entrance to the storage warehouse on Addison Street approximately fifty (50) feet south of the existing proposal so that the entrance road would be in the middle of the 2 lots in the event a house is ever built. He also requested that condition #10 be added by the Board of Supervisors to prohibit tractor-trailer traffic on the storage warehouse property. It was mentioned at the Planning Commission hearing but he felt it should be listed as a condition.

Mr. Clay commented he visited the site and he personally couldn't see anything wrong with having the storage warehouse. He commented he felt it would be a lot better than having a garage in the community.

Mr. Haraway pointed out that this property is in his district. Everyone would rather for it to stay the way it is now but the property is zoned for business and has been for at least 30 years. He commented he visited another warehouse site and there was very little traffic in and out of that site. Mr. Baxter is going to do something with the land and he felt the storage shed would be the best choice for the community. Continuing he stated as far as the no left turn sign was concerned; this is private property and there is not going to be anyone to police the area and he could see no reason for that condition. He stated he was prepared to make the motion to approve the request.

Mr. Bracey said he visited the site and his only concern was that the entrance to the business. He commented he would like to see it come off Cox Road rather than Addison Street.

Mr. Caywood stated he reviewed the site and he didn't feel there would be that much of an increase in traffic to be any concerns. He did point out that Saturdays would probably have the highest volume of traffic. He stated that the only requirement from VDOT is the construction permit, which requires Mr. Baxter to put Addison Street back to its original condition and he has agreed to it.

Mr. Haraway stated be it resolved, that in order to assure compliance with Virginia Code Section 15.2-2286(A)(7) it is stated that the public purpose for which this Resolution is initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice, I move that conditional use permit C-02-7 be approved with the conditions recommended by the

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Planning Commission and amended by the Board of Supervisors such that condition #10 be added as follows:

10. No tractor-trailers shall be permitted on the self-storage warehouse property.

The motion was seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting "Aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS of the County of Dinwiddie, Virginia, that conditional use permit C-02-6 is approved with conditions to allow the self storage warehouse on a portion of tax map/parcel 21F(1)11.

IN RE: ADJOURNMENT

Upon Motion of Mr. Clay, Seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting "Aye", the meeting adjourned at 7:15 P.M.

Edward A. Bracey, Jr., Chairman

ATTEST: _____
Wendy Weber Ralph
County Administrator

/abr