

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD
IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING,
DINWIDDIE, VIRGINIA, ON THE 17TH DAY OF FEBRUARY, 1988
AT 6:30 P.M.

PRESENT: GEORGE E. ROBERTSON, JR., CHAIRMAN ELECTION DISTRICT #2
AUBREY S. CLAY, VICE-CHAIRMAN ELECTION DISTRICT #4
CHARLES W. HARRISON ELECTION DISTRICT #2
EDWARD A BRACEY, JR. ELECTION DISTRICT #3

DONALD T. ADAMS DEPUTY SHERIFF
JAMES E. CORNWELL, JR. COUNTY ATTORNEY

ABSENT: HARRISON A. MOODY ELECTION DISTRICT #1

IN RE: VIRGINIA DEPARTMENT OF HIGHWAYS AND TRANSPORTATION -
SIX YEAR PLAN WORKSHOP SESSION

Mr. MacFarland Neblett, Resident Engineer and Mr. Harold Dyson, Assistant Resident Engineer of the Virginia Department of Highways and Transportation were present to hold a workshop session with the Board of Supervisors on the Secondary Road Six Year Plan 1988-1994.

Mr. Neblett reviewed his recommendation for those projects to be included in the six year plan.

Mr. Clay stated that he didn't think Route 644 was in bad shape. There are a lot of dirt roads in the County that needed to be paved. Mr. Neblett stated that the road had already been surveyed and funds had been spent on the project. Mr. Bracey stated that he didn't think cross-arm gates were needed at the railroad crossing on Route 703 going into Prince George County. Mr. Neblett stated that he had received comments from a Supervisor in Prince George County for the need of cross-arm gates at this railroad crossing.

There being no further comments, the workshop session was closed at 7:15 P.M.

IN RE: RECESS

The Chairman declared a short recess at 7:16 P.M. until 7:30 P.M. at which time the regular scheduled meeting would begin.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", pursuant to Section 2.1-344 (1) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 7:35 P.M. for personnel matters. The meeting reconvened into Open Session at 7:45 P.M.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the Minutes of the February 3, 1988 meeting were approved as presented.

IN RE: TRANSFER OF FUNDS

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the Treasurer was authorized to transfer \$11,273.81 from the General Fund to the County Construction Fund.

IN RE: CLAIMS

Upon motion of Mr. Harrison, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims be approved and funds appropriated for same: General Fund checks numbering 88-279 thru 88-433 amounting to \$106,645.18; County Construction Fund checks numbering CCF-88-2 thru CCF-88-6 amounting to \$11,326.40; E911 Fund check number E9-88-3 in the amount of \$15,127.05; Fire Programs Fund checks numbering FIRE-88-2 thru FIRE-88-4 amounting to \$2,739.41; Library Fund check number LF-88-2 in the amount of \$317.49; Water and Sewer Fund check number W&S-88-2 in the amount of \$373.03.

IN RE: CITIZEN COMMENTS

(1) Mr. Raymond McCants stated that he would like to have a traffic count on Route 226. He stated that a Bill had been presented in the General Assembly to require covering of gravel trucks, but it had been defeated. The gravel trucks on Rt. 226 throw rocks onto the road when they make a turn onto Route 460. The Chairman advised Mr. McCants that the Highway Dept. was the proper agency to request a traffic count. He also added that at a Legislative Dinner with the local Legislators, the Board asked for support of the Bill requiring gravel trucks to be covered.

(2) Mr. Harry Clay, representing the Dinwiddie County Rescue Squad, appeared before the Board to present an activity report for the past year. He stated that the squad was going to have to replace the 1973 ambulance and would like the Board to consider funding assistance in their budget deliberations for next year. He estimated the cost of the new ambulance to be \$50,000 to \$55,000. He stated that the squad was going to apply for matching funds which would reduce the amount to be funded locally, but that award would not be made until July.

Mr. Clay stated that anyone wishing to make a left hand turn into the squad building on U.S. 1 traveling South had a difficult time because of the sight distance problem. He asked that a turning lane be put in front of the building for South bound traffic. Mr. Mac Neblett, Resident Engineer of the Virginia Department of Highways and Transportation, stated he would pass the request onto the Department's Traffic and Safety Engineer for review.

(3) Mr. David Lucas appeared before the Board to request something be done about the water that collects on his business property at the Airport. He stated that when the County graded the area, a swale was left that allows water to collect at his building.

The Chairman asked the County Administrator to look into this for Mr. Lucas.

(4) Mr. Jerry Richards, Executive Director, CARES, Inc. appeared before the Board to ask that funding in the amount of \$2,000 be included in the Board's 1988-89 Budget for CARES. This would be a \$500 increase over the present year appropriation of \$1500.

(5) Mr. Robert McFarland from Sutherland asked for the Board's assistance in obtaining information from the School Board. This information concerns separate busing routes, how many students would be in the classrooms and what schools would be closed.

The Chairman stated that the bus routes had been discussed with the School Board at the last meeting. He asked Mr. McFarland to write his questions down and submit them to the County Administrator so they could be discussed with the School Board when the Board of Supervisors meets with them on February 22.

IN RE: MILITARY EXERCISE -- 82ND AIRBORNE DIVISION

Major Mike Mason and Major Bill Dexter of the United States Army 82nd Airborne Division from Fort Bragg, North Carolina appeared before the Board to discuss a divisional field training exercise that will be held at the Petersburg Municipal Airport the night of April 30th into the morning of May 1st. Six Hundred (600) paratroopers

will be dropped from a C130, then they will be flown out by helicopters. Major Mason stated that they had earlier met with press representatives and presented them with information and were very willing to answer questions from any citizens.

Major Bill Dexter briefly described the exercise and stated that they wanted to discourage spectators. The Army Corp of Engineers is in the process of notifying the adjacent property owners. Mr. Robertson stated that the Board did want the citizens to know about the exercise so they wouldn't be alarmed. He emphasized the fact that the Army discourages citizens from getting near the scene. Mr. Bracey asked if the Army would be responsible for any damages. Major Dexter stated that the Army Corps of Engineers will repair anything that is damaged as a result of the exercise. Mr. Robertson asked that the County Administrator and Sheriff's Department be advised when the date is finalized. Major Mason stated that they would be coordinating the exercise with the Sheriff's Department as well as the local hospital.

IN RE: AMENDMENT TO AGENDA

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", a claim submitted by Mr. Clarence Coleman was added to the agenda.

IN RE: VIRGINIA DEPARTMENT OF HIGHWAYS AND TRANSPORTATION -
PUBLIC HEARING ON SIX YEAR PLAN

This being the time and place as advertised in the Progress-Index on Wednesday, February 3, 1988 and Wednesday, February 10, 1988 for the Board of Supervisors to hold a joint public hearing with the Virginia Department of Highways and Transportation to receive citizen input on the Secondary Roads Six Year Plan.

Mr. MacFarland Neblett, Resident Engineer of the Department of Highways and Transportation, reviewed the proposed plan and then opened the hearing for citizen input.

(1) Mr. John R. Fraser stated that he was concerned about Route 619. He felt the Highway Department was starting the work on that section of the road where it was needed the least. Mr. Neblett stated that traffic count played a large part in where priorities were established. Mr. Fraser stated that he thought the worst section of Rt. 619 was from where Mr. Dan Upton lives to Hawkins Church.

(2) Bill Jones asked if the bad S curve would be taken out of Route 619. Mr. Neblett stated that he hoped to take some of it out.

(3) Mr. Robert Colvin asked that Route 725 be hard surfaced.

(4) Mrs. Emma Pate, representing the citizens on Route 715, asked what they could do to have Route 715 moved up on the priority list. Mr. Neblett stated that he would be coming to the residents in the next year seeking a donated right-of-way. He felt construction would start in 1990. He added that he would put some gravel on the road to improve its condition in the meantime.

(5) Mr. Calvin Ellington asked what year work would begin on Route 605. Mr. Neblett said that he estimated it would be in the summer of 1989.

(6) Mrs. Mary Smith, a resident on Route 715, stated that the citizens had already signed a petition donating the right-of-way. She stated that the road was so bad that she and her husband couldn't bring their tractor-trailer truck down the road to their house. Mr. Neblett stated that the citizens still have to sign the right-of-way documents.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", another workshop session was requested on the six year plan before final approval.

IN RE: PUBLIC HEARING -- A-88-4 - LATE REVALIDATION FEE

This being the time and place as advertised in the Progress-Index on Wednesday, February 3, 1988 and Wednesday, February 10, 1988 for the Board of Supervisors to conduct a public hearing to consider for adoption an ordinance to amend Chapter 19 of the Dinwiddie County Code to add to Article II, Section 19-17, Application for Classification, Assessment, Etc., Generally.

Mrs. Deborah Marston, Commissioner of Revenue, appeared before the Board to present this amendment to the ordinance.

No one spoke in support or opposition to the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted January 1, 1987, be amended, by the following change to Section 19-17 of Article II, and in all other respects be reordained:

Section 19-17. Application for classification, assessment, etc., generally.

(a) The owner of any real estate meeting the criteria set forth in sections 58.1-3230 and 58.1-3233 of the Code of Virginia may, at least sixty (60) days preceding the tax year for which such taxation is sought, apply to the commissioner of revenue for the classification, assessment and taxation of such property for the next succeeding tax year on the basis of its use, under the procedures set forth in Section 58.1-3236 of the Code of Virginia. In any year in which a general reassessment is being made, such application may be submitted until thirty (30) days have elapsed after the notice of increase in assessment is mailed in accordance with section 58.1-3330 of the Code of Virginia, or sixty (60) days preceding the tax year, whichever is later.

(b) Application under this section shall be on forms provided by the State Department of Taxation and supplied by the Commissioner of Revenue and shall include such additional schedules, photographs and drawings as may be required by the Commissioner of Revenue. An individual who is the owner of an undivided interest in a parcel may apply on behalf of himself and the others of such parcel, upon submitting an affidavit that such other owners are minors or cannot be located.

(c) An application shall be submitted under this section whenever the use of acreage of land previously approved changes, except when a change in acreage occurs solely as a result of a conveyance necessitated by governmental action or condemnation of a portion of any land previously approved for taxation on the basis of use assessment.

(d) An application fee of ten dollars (\$10.00) shall accompany each application filed pursuant to this section.

(e) A property owner must revalidate annually, on or before December 4, with the Commissioner of Revenue any application previously approved under this article; provided, however, that annual revalidation forms prescribed by the Commissioner of Revenue may be filed during the period of December 6 through January 1 upon the payment of a late filing fee for ten dollars (\$10.00).

(f) On the sixth year following the original application, the annual revalidation must be accompanied by a revalidation fee equal to the then current original application fee.

(g) A separate application and revalidation shall be filed under this section for each parcel on the land book.

IN RE: PUBLIC HEARING -- A-88-5 - OPEN WELLS

This being the time and place as advertised in the Progress-Index on Wednesday, February 3, 1988 and Wednesday, February 10, 1988 for the Board of Supervisors to conduct a public hearing to consider for adoption an ordinance to amend Chapter 15 of the Dinwiddie County Code to add to section 15, Open Wells, Requirement to Cover, Etc.

Mr. Jim Cornwell, County Attorney, presented the amendment. He stated it was requested by the Sheriff and the Commonwealth's Attorney.

Mr. Clay stated that he was concerned about the requirement of a sign. Children and animals cannot read and he did not see any need for having to maintain a sign.

Mr. Cornwell stated the purpose of the sign was to make the location easier seen by the public and the Sheriff's Department.

Mr. Bill Coleman spoke in favor of the amendment. No one spoke in opposition.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted March, 1966, be amended, by the following change to Section 15 and in all other respects be reordained:

That Section 15-6 of the Code be added as follows:

It shall be unlawful for any person owning or occupying any land to allow to exist on said land any open, uncovered, or unsafely covered well, which well has a diameter greater than six inches and which is more than ten feet deep.

Each such well shall be covered in such a manner as not to be dangerous to human beings, animals or fowls. Any such cover shall, at a minimum, be constructed of reinforced concrete of at least three inches in thickness and shall be at least six inches in diameter larger than the well entrance over which the cover is to be placed.

The owner or occupier of any land upon discovering or being notified of the existence of any abandoned or unused well thereon shall immediately secure the area around the well so as to prevent children or animals from falling therein. Within ten days after discovery the owner or occupier shall cover and mark any unused well as herein required or, if said well is abandoned, fill the same in compliance with Section 18.2-316 of the Code of Virginia.

Each land owner upon whose land any well exists shall inspect each well every six months to verify that the cover is in place as necessary to comply with this ordinance.

Any person convicted of violating the provisions of this ordinance shall be guilty of a Class I misdemeanor and, in addition, the keeping of an uncovered or improperly covered well shall constitute a nuisance pursuant to Section 15-5 of this Code and subject the owner or occupier of the land to enforcement provisions thereunder.

IN RE: REGIONAL RESOURCE RECOVERY PROGRAM - RESOLUTION IN SUPPORT

Mr. Denny K. Morris, Executive Director of the Crater Planning District Commission, appeared before the Board to discuss the County's continued participation in the study and implementation of a Regional Resource Recovery program. An area solid waste task force was established from the Richmond Regional Planning District

and Crater Planning District Commissions to investigate the feasibility of this type of program because of the increasing solid waste disposal regulations all localities face.

He stated that at this time the cities of Hopewell, Colonial Heights and Petersburg as well as Prince George County have endorsed the next phase of the project.

The County Administrator recommended adoption of the resolution adding that before the County agreed to incur any additional cost it would be brought back to the Board for their consideration and action.

Upon motion of Mr. Harrison, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the following resolution was adopted:

WHEREAS, the Richmond Regional Planning District Commission and the Crater Planning District Commission established the Richmond/Tri-Cities Area Solid Waste Task Force to investigate the feasibility of a comprehensive regional resource recovery program and to address waste management issues of regional concern; and

WHEREAS, the Richmond/Tri-Cities Area Solid Waste Task Force retained an engineering consultant with financial support from the 13 participating local governments to prepare a preliminary study of the economic feasibility of a regional resource recovery facility; and

WHEREAS the engineering consultant has completed the study, which provides general cost estimates for the construction and management of several regional resource recovery alternatives; and

WHEREAS, the report concludes that the "development of a regional solid waste management system involving resource recovery appears to be viable for the Richmond/Tri-Cities Area"; and

WHEREAS, the report further concludes that "implementation of the project will require a commitment by participating cities and counties" and makes specific recommendations on completion of needed detailed studies and actions to effectively implement a regional resource recovery facility including recycling programs; and

WHEREAS, the County of Dinwiddie recognizes the need to participate in long-range regional planning efforts to address future waste disposal needs of the County; and

WHEREAS, further studies and actions to address financial, organization and management, siting, environmental, recycling and energy markets, and ownership issues will require a significant commitment from local governments in terms of both monetary and human resources; and

WHEREAS, the Richmond/Tri-Cities Area Task Force and the Crater and Richmond Regional Planning District Commissions have recommended that it is the appropriate time for each of the 13 participating local governments to formally indicate their support or lack of support for continued local participation in a regional resource recovery implementation study prior to further actions and development of an implementation plan by the Solid Waste Task Force;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County of Dinwiddie supports further studies for the implementation of a regional resource recovery program; and

BE IT FURTHER RESOLVED that by this resolution of support for participation in the regional resource recovery implementation program, the County of Dinwiddie expresses its commitment to:

- a. the County's continued participation in implementation studies for the establishment of a regional resource recovery program;
- b. work cooperatively with other jurisdictions on the Area Solid Waste Task Force to develop an implemen-

tation program with a time and cost schedule for the next phase of the regional resource recovery program by no later than June 30, 1988; and

- c. an understanding that the appropriation for providing the local share of the costs for the next phase will be contingent upon further consideration of a detailed implementation work plan and budget to be developed by the Area Task Force.

IN RE: AMENDMENT CONCERNING CONDITIONAL USE PERMIT -- REFERRAL TO PLANNING COMMISSION

At the request of the Planning Commission, the County Attorney presented an amendment to the Zoning Ordinance which would declare a conditional use permit null and void after twelve (12) months of continuous non-use. He recommended it be submitted to the Planning Commission for public hearing and review.

Mr. Harrison stated he thought twelve (12) months was too short. It did not allow a businessman enough time to sell his business. Mr. Emerson stated that the current zoning ordinance only allows one year on non-conforming use. He stated that the County could re-grant a conditional use permit at the end of twelve (12) months. The individual would have to come back to the Board and apply for a new permit.

Upon motion of Mr. Harrison, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the amendment to the Zoning Ordinance concerning Conditional Use Permits was referred to the Planning Commission for consideration with the following change:

Twenty-four (24) months would be substituted for twelve (12) months of continuous non-use.

IN RE: APPOINTMENT -- DISTRICT 19 MENTAL HEALTH AND MENTAL RETARDATION SERVICE CHAPTER 10 BOARD

Mr. Bracey nominated Mrs. Lillian Stewart for appointment to the District 19 Mental Health and Mental Retardation Chapter 10 Board. Mr. Clay seconded the nomination. Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", Mrs. Lillian Stewart was appointed to the District 19 Mental Health and Mental Retardation Service Chapter 10 Board, term expiring December 31, 1990.

IN RE: TRANSPORTATION SAFETY COMMISSION

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Robertson voting "aye", Mr. Clay abstaining, the following appointments were made to the Transportation Safety Commission: Mrs. Barbara Wilson, Pupil Transportation; Mr. Thomas E. Gibbs, Jr., Sheriff's Department; Mrs. Becky Tilson, Driver Education; Mr. Max Roberts, Planning Commission; and Mr. Aubrey S. Clay, Board Representative, terms expiring December 31, 1988.

IN RE: ZONING MAP UPDATE

Mr. Joe Emerson, Director of Planning, stated that he had received two (2) bids and was waiting on the third one for updating the zoning maps. He was authorized at the last meeting to expend up to \$3,000 on an intern from Virginia State University. He stated that he could not come to an agreement with the intern on the hourly rate, therefore, he went forward to seek proposals.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the Director of Planning was authorized to award a contract for updating the zoning maps to the low bidder, cost not to exceed \$1,700.

IN RE: CLARENCE COLEMAN CLAIM

Mr. Clarence Coleman was present to submit a claim for damages to his house caused by a Deputy Sheriff responding to a call at Mr. Coleman's house. Mr. Coleman had been asked to obtain a third estimate which he presented at this time. The estimates received were \$4200, \$4800 and \$5500.

Jim Cornwell, County Attorney, stated that the Building Inspector had viewed the damages and submitted an informal estimate of \$2500. Mr. Cornwell stated that he would have to recommend denial of the claim based on the Law of Virginia. Under the law, a police officer in the course of carrying out his duty incurs no liability for damages.

Mr. T. O. Rainey, Commonwealth's Attorney, stated that the suspect that the deputy was chasing was apprehended. Since that time he has left but Mr. Rainey felt sure he would be brought back and possibly be a source of recovering the money.

Mr. Robertson stated that the process could go on for some time. He realized that the County Attorney was looking at the case from a legal stand point, however, he was looking at it from a humanistic view point. The Sheriff has indicated that the Deputy was responsible and Mr. Robertson stated he felt the man should be paid. He was disturbed by the estimates compared to the appearance of the police car. He recommended that the claim be paid and that the County seek recovery for the damages.

Mr. Harrison moved that the claim be approved and that the lowest bid for the damages be accepted. There was no second. Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the claim submitted by Mr. Clarence Coleman be approved; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the lowest bid of \$4200 submitted by Watkins Construction Company, Inc. be accepted to repair damages done to Mr. Clarence Coleman's house; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a release statement be signed by Mr. Clarence Coleman to include verification that no other restitution has been received.

IN RE: VICTIM WITNESS ASSISTANCE PROGRAM

Mr. T. O. Rainey, III., Commonwealth's Attorney, presented a brochure that has been developed for the Dinwiddie County Victim Witness Assistance Program. He stated that the program had been developed without a request for funds from the State or the local governing body. He asked the Board to pass this information on to people who may need these services. Mr. Bracey suggested that Mr. Rainey introduce the information to the government class at the high school.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", pursuant to Section 2.1-344 (1), (4) and (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 10:00 P.M. to discuss legal and personnel matters. The meeting reconvened into Open Session at 12:06 A.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", the meeting was adjourned until 9:00 A.M. Monday, February 22, 1988.

PRESENT: GEORGE E. ROBERTSON, JR., CHAIRMAN ELECTION DISTRICT #2
AUBREY S. CLAY, VICE-CHAIRMAN ELECTION DISTRICT #4
HARRISON A. MOODY ELECTION DISTRICT #1
CHARLES W. HARRISON ELECTION DISTRICT #2
EDWARD A. BRACEY, JR. ELECTION DISTRICT #3

JAMES E. CORNWELL, JR. COUNTY ATTORNEY

IN RE: AMENDMENT TO SECTION 21-9 -- WATER AND SEWER ORDINANCE
ADOPTION AS EMERGENCY ORDINANCE

Mr. Jim Cornwell, County Attorney, presented an amendment to Section 21-9 of the Dinwiddie County Code dealing with disposal of storm water, unpolluted drainage, etc. This amendment would require curbs, gutters and storm sewers in all new subdivisions to prevent erosion of land, sediment of water courses and to eliminate the possibility of infiltration of storm and drainage water from new subdivision's into the authority's water and sewer system.

He added there has already been a problem with erosion and sediment control in certain subdivisions. This ordinance would be in effect until the revised subdivision ordinance is considered.

Mr. Robertson stated he had spoken with Jack Eubank, Director, Dinwiddie County Water Authority, who indicated the County has already using 400,000 gallons of its 500,000 gallon capacity with the Petersburg Sewage Treatment facility. Chesterfield has adopted a similar requirement.

Mr. Robertson recommended adoption of the ordinance on an emergency basis.

Mr. Cornwell stated that subdivision plats can still be presented for recordation. The ordinance, however, would require curbs, gutters and a storm water management system. The price may go up somewhat, but the size of the lot would not have to be increased.

Mr. Joe Emerson, Director of Planning, stated that the Virginia Community Certification Program requires curbs and gutters under the site and building requirements.

Mr. Harrison stated some of the subdivisions were in very bad shape and he was all for this.

Mr. Emerson stated this requirement would be included in the revised subdivision ordinance. He stated it would not effect the plans that have been recorded or submitted with all fees paid.

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as previously adopted, be amended by the following changes to Section 21-9 of Article I and in all other respects be reordained.

That Section 21-9 of the Code be deleted and replaced as follows:

SECTION 21-9. Disposal of storm water, unpolluted drainage, etc.

In order to prevent erosion of land, sedimentation of water courses and to prevent infiltration of storm water and other drainage into public water and sewer facilities, all subdivisions hereafter constructed shall contain a system of storm water sewers which discharge to a natural outlet. All such systems shall provide for curbs, gutters and storm drains along

streets within said subdivision for the collection of storm waters and the channeling of such to the storm sewer for disposal. Prior to installation of any storm water system, plans and specifications therefor shall be submitted to the authority for review and approval. The developer shall construct such system in accordance with the advice, consent and approval of the authority which shall not approve extension of public water and sewer to the subdivision without an approved storm water system as herein required. All storm water and all other unpolluted drainage within such subdivision shall only discharge to a storm sewer approved by the authority and constructed pursuant to the provisions of this ordinance.

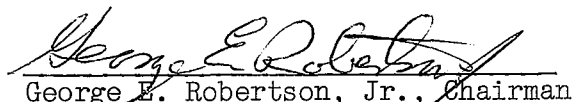
Wherefore, the Board of Supervisors hereby declares that an emergency exists due to current problems of infiltration of storm water and drainage into the sewer system of the authority and erosion of land and sediment of water courses in Dinwiddie County, combined with the capacity limitations under the authority's sewer contract with the City of Petersburg and the possibility of additional erosion, sediment and infiltration from new subdivisions, and that therefore, this ordinance shall be effective immediately, pursuant to the emergency provisions of Section 15.1-504 of the Code of Virginia and enforced for a period of 60 days hereafter unless sooner revised, revoked or continued after proper advertisement.

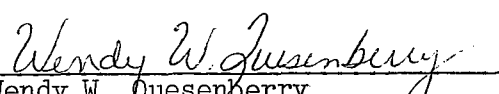
IN RE: TOUR OF SCHOOLS

The Board joined the School Board members on a tour of the schools, recreational complex and garage and maintenance facilities.

IN RE: ADJOURNMENT

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, voting "aye", the meeting was adjourned until 7:00 P. M. Wednesday, February 24, 1988.


George E. Robertson, Jr., Chairman

ATTEST: 
Wendy W. Quesenberry
Interim County Administrator