

**HENRICO COUNTY  
NOTICE OF SPECIAL MEETING  
BOARD OF SUPERVISORS**

Please take notice that a special meeting of the Board of Supervisors will be held on **Tuesday, October 13, 2015**, at **5:00 p.m.** in the County Manager's Conference Room located on the third floor of the Administration Building at the Henrico County Government Center, Parham and Hungary Spring Roads, Henrico, Virginia.

The matters to be reviewed by the Board at this time are:

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|------------------|---|
| 5:00 - 5:30 p.m. | Fire Prevention Program Update                |
| 5:30 - 6:00 p.m. | Department of General Services Project Update |
| 6:00 - 6:30 p.m. | Revenue and Economic Update                   |
| 6:30 - 6:45 p.m. | Regular Meeting Agenda Items                  |



Barry R. Lawrence, CMC  
Clerk, Henrico County Board of Supervisors  
October 8, 2015

**COUNTY OF HENRICO, VIRGINIA**  
**Henrico County Board Room**  
**Board of Supervisors' Agenda**  
**October 13, 2015**  
**7:00 p.m.**

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**APPROVAL OF MINUTES** – September 22, 2015, Regular and Special Meetings

**MANAGER'S COMMENTS**

**BOARD OF SUPERVISORS' COMMENTS**

**RECOGNITION OF NEWS MEDIA**

**PRESENTATION**

Proclamation – Domestic Violence Awareness Month – October 2015.

**PUBLIC HEARINGS – REZONING CASES**

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| 57-15<br>REZ2014-<br>00045<br>Varina       | Russell Jones: Request to amend proffered conditions accepted with Rezoning Case C-31C-08 on part of Parcel 832-714-1636 located on the south line of E. Williamsburg Road (U.S. Route 60) between the termini of Saw Set Lane and Whiteside Road. The applicant proposes to amend proffers related to building elevations and materials, minimum size, fire suppression, landscaping and windows. The existing zoning is RTHC Residential Townhouse District (Conditional). The 2026 Comprehensive Plan recommends Urban Residential, density should range from 3.4 to 6.8 units per acre. The site is located in the Airport Safety Overlay District. The Planning Commission voted to recommend the Board of Supervisors <u>deny</u> the request. <b>(Deferred from the July 14, 2015, meeting).</b> |
| 216-15<br>REZ2015-<br>00008<br>Three Chopt | Eagle Construction of VA, LLC: Request to rezone from R-3 One-Family Residence District and A-1 Agricultural District to R-5AC General Residence District (Conditional) Parcels 743-755-9773, 743-755-9852 and 743-755-8828 containing 6.32 acres located on the east line of Crown Grant Road at its intersection with Cedar Hill Court. The applicant proposes 21 single family detached homes on zero lot lines. The R-5A District allows a maximum density of six (6) units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The Planning Commission voted to recommend the Board of Supervisors <u>grant</u> the request.               |
| 217-15<br>REZ2015-<br>00027<br>Three Chopt | THG-Lexington Farm, LLC: Request to amend a proffered condition accepted with Rezoning Case C-59C-93 on part of Parcel 750-760-5433 located on the north line of W. Broad Street (U.S. Route 250) at its intersection with Lexington Farm Drive. The applicant proposes to amend Proffer 4 to allow restaurants with drive-thru services. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial  |

Arterial. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

218-15 REZ2015-00029 Brookland BPTM, LLC: Request to conditionally rezone from M-1C Light Industrial (Conditional) to B-3C Business District (Conditional) Parcel 771-752-7780 containing 9.291 acres located at the southeast intersection of Staples Mill Road (U.S. Route 33) and Hermitage Road. The applicant proposes a grocery store. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Office, Environmental Protection Area, and Light Industrial. Part of the site is located in the Enterprise Zone. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

219-15 REZ2015-00023 Tuckahoe Youngblood Properties, LLC: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) Parcel 736-754-6656 containing 3.945 acres located on the south line of Church Road approximately 150' west of its intersection with Brookstone Lane. The applicant proposes a single family development. The R-3 District allows a minimum lot area of 11,000 square feet and a gross density of 3.96 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Urban Residential, density should be between 3.4 and 6.8 units per acre. The Planning Commission voted to recommend the Board of Supervisors **grant** the request.

#### **PUBLIC HEARINGS - OTHER ITEMS**

220-15 Ordinance - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled "Elderly or Permanently and Totally Disabled Persons" to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants From \$2,500 to \$3,000.

221-15 Ordinance - Vacation of Alley Easement - Revised Plan of Geffert Place Subdivision - Varina District.

222-15 Ordinance - To Amend and Reordain Section 10-199 of the Code of the County of Henrico Titled "Discharges to storm sewer system" to Conform the County Code to the County's Municipal Separate Storm Sewer System Permit.

#### **PUBLIC COMMENTS**

#### **GENERAL AGENDA**

223-15 Resolution - To Accept a Grant From the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program to Purchase Ballistic Shields for the Police Division.

- 224-15 Resolution - Award of Construction Contract - Equipment Upgrades - Gambles Mill Sewage Pumping Station, White Oak Sewage Pumping Station, and Three Chopt Water Pumping Station Replacements - Tuckahoe and Varina Districts.
- 225-15 Resolution - Signatory Authority - Sublease - Capital Region Workforce Center - 203 E. Cary Street - City of Richmond.
- 226-15 Resolution - To Permit Additional Fine of \$200 for Speeding on Devers Road between Monument Avenue and Fitzhugh Avenue - Brookland District.



**COUNTY OF HENRICO, VIRGINIA  
BOARD OF SUPERVISORS' RESUME  
October 13, 2015**

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**PRESENTATION**

**PROCLAMATION – Domestic Violence Awareness Month – October 2015.**

Domestic violence is a pervasive social issue affecting people of all ages, races, religions, cultures, genders, sexual orientations, and economic backgrounds. The County of Henrico is committed to prioritizing the problem of domestic violence in our community by increasing awareness and providing education to our citizens. This proclamation recognizes October 2015 as Domestic Violence Awareness Month and acknowledges the ongoing and coordinated efforts of local domestic violence service providers and the community in addressing the problem of domestic violence.

**PUBLIC HEARINGS – REZONING CASES**

REZ2014-00045  
Varina

Russell Jones: Request to amend proffered conditions accepted with Rezoning Case C-31C-08 on part of Parcel 832-714-1636 located on the south line of E. Williamsburg Road (U.S. Route 60) between the termini of Saw Set Lane and Whiteside Road. The applicant proposes to amend proffers related to building elevations and materials, minimum size, fire suppression, landscaping and windows. The existing zoning is RTHC Residential Townhouse District (Conditional). The 2026 Comprehensive Plan recommends Urban Residential, density should range from 3.4 to 6.8 units per acre. The site is located in the Airport Safety Overlay District. Acting on a motion by Mr. Leabough, seconded by Mr. Branin, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **deny** the request because it failed to include the proffered conditions necessary to adequately lessen impacts on the area. **(Deferred from the July 14, 2015, meeting).**

REZ2015-00008  
Three Chopt

Eagle Construction of VA, LLC: Request to rezone from R-3 One-Family Residence District and A-1 Agricultural District to R-5AC General Residence District (Conditional) Parcels 743-755-9773, 743-755-9852 and 743-755-8828 containing 6.32 acres located on the east line of Crown Grant Road at its intersection with Cedar Hill Court. The applicant proposes 21 single family detached homes on zero lot lines. The R-5A District allows a maximum density of six (6) units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. Acting on a motion by Mr. Branin, seconded

by Mr. Leabough, the Planning Commission voted 4-0 (two abstentions) to recommend the Board of Supervisors **grant** the request because the proffered conditions would provide for a higher quality development than would otherwise be possible and it would permit development of the land for residential use in an appropriate manner.

REZ2015-  
00027  
Three Chopt

THG-Lexington Farm, LLC: Request to amend a proffered condition accepted with Rezoning Case C-59C-93 on part of Parcel 750-760-5433 located on the north line of W. Broad Street (U.S. Route 250) at its intersection with Lexington Farm Drive. The applicant proposes to amend Proffer 4 to allow restaurants with drive-thru services. The existing zoning is B-2C Business District (Conditional). The 2026 Comprehensive Plan recommends Commercial Arterial. Acting on a motion by Mr. Branin, seconded by Mrs. Jones, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because it is consistent with surrounding uses and would not have an adverse impact on the surrounding properties.

REZ2015-  
00029  
Brookland

BPTM, LLC: Request to conditionally rezone from M-1C Light Industrial (Conditional) to B-3C Business District (Conditional) Parcel 771-752-7780 containing 9.291 acres located at the southeast intersection of Staples Mill Road (U.S. Route 33) and Hermitage Road. The applicant proposes a grocery store. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Office, Environmental Protection Area, and Light Industrial. Part of the site is located in the Enterprise Zone. Acting on a motion by Mr. Witte, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request because the proffered conditions should minimize the potential impacts on surrounding land uses and the business use is compatible with surrounding development.

REZ2015-  
00023  
Tuckahoe

Youngblood Properties, LLC: Request to conditionally rezone from A-1 Agricultural District to R-3C One-Family Residence District (Conditional) Parcel 736-754-6656 containing 3.945 acres located on the south line of Church Road approximately 150' west of its intersection with Brookstone Lane. The applicant proposes a single family development. The R-3 District allows a minimum lot area of 11,000 square feet and a gross density of 3.96 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Urban Residential, density should be between 3.4 and 6.8 units per acre. Acting on a motion by Mrs. Jones, seconded by Mr. Archer, the Planning Commission voted 5-0 (one abstention) to recommend the Board of Supervisors **grant** the request it would not be expected to adversely affect the pattern of zoning and land use in the area and it is appropriate residential zoning at this location.

## **PUBLIC HEARINGS – OTHER ITEMS**

**ORDINANCE - To Amend and Reordain Section 20-78 of the Code of the County of Henrico Titled “Elderly or Permanently and Totally Disabled Persons” to Increase the Maximum Annual Real Estate Tax Exemption for Qualified Real Estate Advantage Program Applicants From \$2,500 to \$3,000.**

This ordinance increases the maximum annual real estate tax exemption for qualified REAP applicants from \$2,500 to \$3,000.

**ORDINANCE - Vacation of Alley Easement - Revised Plan of Geffert Place Subdivision - Varina District.**

This ordinance will vacate the alley easement at the rear of Block B, Lot 6 on the Revised Plan of Geffert Place subdivision. There are no County facilities located in this alley easement. The owner has requested this vacation so he can retain a shed built by a prior owner.

The Real Property Department has processed this requested vacation through the Departments of Planning, Public Utilities, and Public Works without objection, and the County Manager concurs.

**ORDINANCE - To Amend and Reordain Section 10-199 of the Code of the County of Henrico Titled “Discharges to storm sewer system” to Conform the County Code to the County’s Municipal Separate Storm Sewer System Permit.**

This ordinance amends Section 10-199 of the County Code to conform to the County’s Municipal Separate Storm Sewer System Permit which became effective April 1, 2015. The permit, which was issued by the Virginia Department of Environmental Quality to regulate discharges to and from the storm sewer system, requires the County to review and update its ordinances to provide adequate legal authority to control such discharges. Because these discharges are already regulated by the County Code, only minor changes are required.

The Director of Public Works recommends approval of this Board paper, and the County Manager concurs.

## **PUBLIC COMMENTS**

### **GENERAL AGENDA**

**RESOLUTION - To Accept a Grant From the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program to Purchase Ballistic Shields for the Police Division.**

This Board paper accepts a grant in the amount of \$66,366 from the U.S. Department of Justice, Edward Byrne Memorial Justice Assistance Grant Program. The grant, which requires

no local match, will be used by the Police Division to purchase new and replacement ballistic shields.

**RESOLUTION - Award of Construction Contract - Equipment Upgrades - Gambles Mill Sewage Pumping Station, White Oak Sewage Pumping Station, and Three Chopt Water Pumping Station Replacements - Tuckahoe and Varina Districts.**

This Board paper awards a contract to Instrumentation and Control Systems Engineering, Inc. for \$1,171,028 to replace a total of nine adjustable frequency drive units in the Gambles Mill sewage pumping station, White Oak sewage pumping station, and Three Chopt water pumping station.

The project will maintain the reliability of the pumping stations by replacing deteriorated equipment installed in 2002. The work will begin in December 2015 and will be completed by August 2017. Funding to support the contract will be provided by the Water and Sewer Enterprise Fund.

One bid was received on August 18, 2015. The bidder and bid amount are as follows:

<u>Bidders</u>	<u>Bid Amounts</u>
<b>Instrumentation and Control Systems Engineering, Inc. Ashland, VA</b>	<b>\$1,171,028</b>

Based upon a review of the bid received, Instrumentation and Control Systems Engineering, Inc. is the lowest responsive and responsible bidder.

This Board paper awards the contract to Instrumentation and Control Systems Engineering, Inc. and grants signatory authority to the County Manager to execute the contract in a form approved by the County Attorney. The County Manager, or the Purchasing Director as his designee, is authorized to execute change orders within the scope of the project budget not to exceed 15% of the original contract amount.

The Director of Public Utilities and the Purchasing Director recommend approval of this Board paper, and the County Manager concurs.

**RESOLUTION - Signatory Authority - Sublease - Capital Region Workforce Center - 203 E. Cary Street - City of Richmond.**

This Board paper authorizes the County Manager to execute a sublease agreement with the City of Richmond for office space in the Capital Region Workforce Center at 203 E. Cary Street. The County leases 15,189 square feet at the Center as fiscal agent for the Capital Regional Workforce Partnership, and the sublease is for 510 square feet of this space for the City's Economic and Community Development Department.



The sublease term will begin on October 15, 2015, at a rent of \$387.35 for the partial month. Beginning November 1, 2015, monthly rent will be \$726.75, and the rent will increase 3% annually thereafter until the sublease ends on November 30, 2020.

The Directors of the Capital Region Workforce Partnership and Real Property recommend approval of this Board paper, and the County Manager concurs.

**RESOLUTION - To Permit Additional Fine of \$200 for Speeding on Devers Road between Monument Avenue and Fitzhugh Avenue - Brookland District.**

Section 46.2-878.2 of the Code of Virginia provides for the imposition of a \$200 fine for speeding, in addition to other penalties provided by law, when a locality has established a maximum speed limit for a highway in a residential district and the speed limit is indicated by appropriately placed signs. The law requires the Board of Supervisors to develop criteria for the overall applicability for the installation of the signs and to specify application of the law to particular streets before the additional fine may be imposed.

On February 10, 2004, the Board approved criteria for the County's Traffic Calming Program.

The County's Traffic Engineer has collected traffic data and has determined that Devers Road between Monument Avenue and Fitzhugh Avenue is experiencing speeding problems and meets the criteria for traffic calming measures set forth in the Traffic Calming Program.

The citizens in the area of this road requesting the increased fine have collected signatures from 84.7% of the residents.

This Board paper authorizes the County Manager to place appropriate signs on Devers Road between Monument Avenue and Fitzhugh Avenue warning of an additional fine of \$200 for speeding.

The Director of Public Works recommends approval of this Board paper, and the County Manager concurs.