

**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, March 13, 2012 at 5:30 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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| 5:30 - 5:45 p.m. | Yangju City, Korea, Tourism Briefing |
| 5:45 - 6:15 p.m. | Voluntary Retirement Incentive Program |
| 6:15 - 6:45 p.m. | <i>Dinner</i> |



Barry R. Lawrence, CMC
Clerk, Henrico County Board of Supervisors
March 8, 2012

COUNTY OF HENRICO, VIRGINIA
Henrico County Board Room
Board of Supervisors' Agenda
March 13, 2012
7:00 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – Rev. Dr. Albert C. Lynch, Pastor, St. Andrew's United Methodist Church

APPROVAL OF MINUTES – February 28, 2012 Regular and Special Meetings

MANAGER'S COMMENTS

BOARD OF SUPERVISORS' COMMENTS

RECOGNITION OF NEWS MEDIA

PRESENTATION

Proclamation - Developmental Disabilities Awareness Month - March 2012.

RESIGNATION/APPOINTMENT

63-12 Resolution – Resignation of Member – Community Criminal Justice Board.

64-12 Resolution – Appointment of Member – Community Criminal Justice Board.

PUBLIC HEARINGS – REZONING CASE

65-12 Hungry Creek Development Company, LLC: Request to rezone from R-3C One-
C-7-12 Family Residence District (Conditional) to C-1 Conservation District part of
Brookland Parcel 759-765-8952 containing .202 acres located approximately 500 feet east of
Francistown Road at its intersection with Nuckols Road. The applicant proposes
a Conservation District within the 100-year floodplain. The use will be controlled
by zoning ordinance regulations. The 2026 Comprehensive Plan recommends
Environmental Protection Area. The Planning Commission voted to recommend
the Board of Supervisors **grant** the request.

PUBLIC HEARINGS – OTHER ITEMS

66-12 Ordinance - To Amend and Reordain Section 24-3 Titled “Enumerated,” Section
24-10 Titled “Distance requirements,” Sections 24-11, 24-15, 24-32, 24-50.2,
24-50.6, 24-50.18, 24-54.1, 24-77, 24-88, and 24-91 Titled “Principal uses
permitted,” Section 24-13 Titled “Accessory uses permitted,” Sections 24-52,
24-67, and 24-89 Titled “Conditional uses permitted by special exception,”
Sections 24-57, 24-61, and 24-65 Titled “Development standards and conditions
for permitted uses,” Section 24-94 Titled “Table of regulations,” Section 24-95
Titled “Additional requirements, exceptions and modifications,” Section 24-96
Titled “Off-street parking requirements,” Section 24-98 Titled “Parking lot
regulations,” Section 24-99 Titled “Service stations and public garages,” and

Section 24-104 Titled “Signs” of the Code of the County of Henrico, All to Revise the County’s Zoning Ordinance to Permit Places of Worship as a Matter of Right in Additional Zoning Districts.

67-12 Resolution - POD2012-00009 - Approval of a Master Plan of Development for Brook Road Neighborhood Park - Fairfield District.

PUBLIC COMMENTS

GENERAL AGENDA

68-12 Resolution – Receipt of Operating and Capital Budget Estimates for Fiscal Year 2012-13 and Notice of Public Hearings on the Budget and Proposed Tax Rates.

69-12 Resolution – Authorization to Accept Grant Funding from the FY2009 Metropolitan Medical Response System as Managed by the Virginia Department of Health and the Virginia Department of Emergency Management.

70-12 Resolution – Approval of Voluntary Retirement Incentive Program.

71-12 Resolution - SIA-004-11 - Brook Road Neighborhood Park Site - Substantially in Accord with the Comprehensive Plan.

72-12 Resolution - Acceptance of Roads.



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS' RESUME
March 13, 2012**

INVOCATION – Rev. Dr. Albert C. Lynch, Pastor, St. Andrew’s United Methodist Church

PRESENTATION

PROCLAMATION – Developmental Disabilities Awareness Month – March 2012.

Over 7,000 adults and children in Henrico County are estimated to have a developmental disability. Developmental Disabilities Awareness Month, which is observed nationally each year during the month of March, offers an opportunity to educate others about the abilities, realities, and hopes of persons with developmental disabilities and the positive influence of these persons on their communities. This proclamation recognizes March 2012 as Developmental Disabilities Awareness Month and calls upon Henrico citizens to celebrate the contributions of people with developmental disabilities in their efforts to attain “A Life Like Yours.”

RESIGNATION/APPOINTMENT

RESOLUTION – Resignation of Member – Community Criminal Justice Board.

This Board paper accepts the resignation of **William J. Conner, Sr.**, former Chief Magistrate, Henrico County, from the Community Criminal Justice Board.

RESOLUTION – Appointment of Member – Community Criminal Justice Board.

This Board paper appoints **Yvette A. Ayala**, Chief Magistrate, Henrico County, to the Community Criminal Justice Board for an unexpired term ending June 30, 2012 or thereafter, when her successor shall have been appointed and qualified.

PUBLIC HEARINGS – REZONING CASE

C-7-12 Brookland	Hungry Creek Development Company, LLC: Request to rezone from R-3C One-Family Residence District (Conditional) to C-1 Conservation District part of Parcel 759-765-8952 containing .202 acres located approximately 500 feet east of Francistown Road at its intersection with Nuckols Road. The applicant proposes a Conservation District within the 100-year floodplain. The use will be controlled by zoning ordinance regulations. The 2026 Comprehensive Plan recommends Environmental Protection Area. Acting on a motion by Mr. Witte, seconded by Mr. Leabough, the Planning Commission voted 5-0 (one
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abstention) to recommend the Board of Supervisors grant the request because it conforms with the objectives and intent of the County's Comprehensive Plan.

PUBLIC HEARINGS – OTHER ITEMS

ORDINANCE - To Amend and Reordain Section 24-3 Titled “Enumerated,” Section 24-10 Titled “Distance requirements,” Sections 24-11, 24-15, 24-32, 24-50.2, 24-50.6, 24-50.18, 24-54.1, 24-77, 24-88, and 24-91 Titled “Principal uses permitted,” Section 24-13 Titled “Accessory uses permitted,” Sections 24-52, 24-67, and 24-89 Titled “Conditional uses permitted by special exception,” Sections 24-57, 24-61, and 24-65 Titled “Development standards and conditions for permitted uses,” Section 24-94 Titled “Table of regulations,” Section 24-95 Titled “Additional requirements, exceptions and modifications,” Section 24-96 Titled “Off-street parking requirements,” Section 24-98 Titled “Parking lot regulations,” Section 24-99 Titled “Service stations and public garages,” and Section 24-104 Titled “Signs” of the Code of the County of Henrico, All to Revise the County's Zoning Ordinance to Permit Places of Worship as a Matter of Right in Additional Zoning Districts.

This amendment to the zoning ordinance seeks to ensure compliance with the Religious Land Use and Institutionalized Persons Act of 2000. It would allow places of worship as a matter of right in all zoning districts, reduce their lot area and width requirements, and simplify their parking requirements. It would also modify other provisions related to places of worship.

The Planning Commission recommended approval after a public hearing on December 8, 2011. The Director of Planning recommends approval of this Board paper, and the County Manager concurs.

RESOLUTION - POD2012-00009 - Approval of a Master Plan of Development for Brook Road Neighborhood Park - Fairfield District.

This Board paper is for Board of Supervisors' approval of a master plan of development, as required by Sections 24-11(b) and 24-106 of the Henrico County Code, to construct a neighborhood park with a visitor's center / shelter building, a picnic shelter, an historical interpretation plaza, a children's garden, a parking area, pedestrian paths, and related site improvements on parcel 784-750-6778 in the Fairfield District. The 6.13-acre parcel is located along the west line of Brook Road (U.S. Route 1), approximately 290 feet north of its intersection with Hilliard Road. The property is zoned B-3, Business District.

The Department of Planning has coordinated the review of the plan of development with all County departments and has held a meeting with the project engineer and appropriate representatives from the Division of Recreation and Parks, the Department of Public Works, the Department of Public Utilities, the Division of Fire, the Division of Police, the Office of Building Construction and Inspections, and the Virginia Department of Transportation. All design issues raised during the review of the project have been resolved.

The Director of Planning recommends approval of the plan of development, subject to the staff recommendations, the staff plan dated March 13, 2012, and the conditions listed in the Board paper, and the County Manager concurs.

PUBLIC COMMENTS

GENERAL AGENDA

RESOLUTION – Receipt of Operating and Capital Budget Estimates for Fiscal Year 2012-13 and Notice of Public Hearings on the Budget and Proposed Tax Rates.

This Board paper receives the County Manager’s proposed Operating Annual Fiscal Plan (operating budget) and Capital Annual Fiscal Plan (capital budget) for fiscal year 2012-13, including all contemplated expenditures and estimated resources necessary to meet those requirements, including the estimate of funds deemed by the School Board to be needed for educational purposes. This paper directs the Clerk to advertise a synopsis of the budget and also to advertise a public hearing thereon to be held at 6:00 p.m., on Tuesday, April 10, 2012, in the Board Room at the Government Center, Hungary Spring and East Parham Roads, County of Henrico, Virginia. The advertisement is to appear in the Richmond Times-Dispatch on Sunday, March 25, 2012 and will be posted in a prominent public location at which notices are regularly posted at both the Eastern and Western Government Centers.

This paper further directs the Clerk to advertise the proposed tax rates and levies for calendar year 2012 and for a public hearing thereon to be held at 7:00 p.m., on Tuesday, April 24, 2012, in the Board Room at the Government Center, Hungary Spring and East Parham Roads, County of Henrico, Virginia. The advertisement is to appear in the Richmond Times-Dispatch on Sunday, March 25, 2012 and will be posted in a prominent public location at which notices are regularly posted at both the Eastern and Western Government Centers.

The Board is reminded that legal constraints require such advertising but in no way preclude continued work sessions and deliberations to review and consider changes to the budget or tax rates as the Board may deem appropriate.

RESOLUTION – Authorization to Accept Grant Funding from the FY2009 Metropolitan Medical Response System as Managed by the Virginia Department of Health and the Virginia Department of Emergency Management.

This Board paper authorizes the County Manager to accept grant funding totaling \$72,000 from the FY2009 Metropolitan Medical Response System (“MMRS”) Grant Program as a sub-grantee of the City of Richmond, and as managed by the Virginia Department of Health and the Virginia Department of Emergency Management. This grant, which does not require a local match, will be used by the Division of Fire to support a regional effort within the Richmond MMRS to conduct an analysis of capabilities and identify measures to enhance the regional medical surge response and capacity of the participating counties of Henrico, Chesterfield, Hanover, Goochland, New Kent, the City of Richmond, the affiliated health districts for these localities, and appropriate private sector partners.

RESOLUTION – Approval of Voluntary Retirement Incentive Program.

This Board paper approves a one-time Voluntary Retirement Incentive Program for eligible full-time employees. Details of the program will be discussed with the Board in a work session on March 13, 2012.

RESOLUTION - SIA-004-11 - Brook Road Neighborhood Park Site - Substantially in Accord with the Comprehensive Plan.

At the request of the Division of Recreation and Parks, the Department of Planning conducted a study to determine whether the Brook Road Neighborhood Park Site is substantially in accord with the County’s 2026 Comprehensive Plan (“Plan”). The site consists of a 6.13 acre parcel (784-750-6778) located approximately 290 feet north of the intersection of Brook and Hilliard Roads in the Fairfield Magisterial District.

The Planning staff’s report concluded that the proposed use for this site would not conflict with, or be a significant departure from, the Goals, Objectives and Policies of the Plan and would support the intent of the Plan that identifies the need for new public services and facilities based on projected and planned growth in accordance with the 2026 Future Land Use Map. Staff also determined the proposed use of this site can be designed to be compatible with the existing land uses in the surrounding area.

At its meeting on February 9, 2011, the Planning Commission approved a resolution finding the Brook Road Neighborhood Park Site substantially in accord with the Plan.

Further details regarding the proposed site are contained in the staff report prepared for the Planning Commission.

The Director of Planning concurs with the finding of the Planning Commission that the proposed Brook Road Neighborhood Park Site is substantially in accord with the Plan and recommends adoption of the Board paper, and the County Manager concurs.

RESOLUTION - Acceptance of Roads.

This Board paper would accept the following named and described sections of roads into the County road system for maintenance.

- 1) 0.13 miles of Hampshire, Section 5. Three Chopt District.

The Acting Director of Public Works and the County Manager recommend approval of this Board paper.