

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 17<sup>th</sup> DAY OF DECEMBER 2007, AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Steve L. Spradlin	-Chair
	Mary W. Biggs	-Vice Chair
	Gary D. Creed	-Supervisors
	Doug Marris	
	John A. Muffo	
	Annette S. Perkins	
	James D. Politis	
	B. Clayton Goodman, III	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers	-Planning Director
	Steve Sandy	-Up-Coming Planning Director
	Dari Jenkins	-Zoning Administrator
	Vickie L. Swinney	-Secretary, Board of Supervisors

**CALL TO ORDER**

The Chair called the meeting to order.

**ADD TO AGENDA – ADDENDUM**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously, the following addendum dated December 17, 2007 was added to the agenda:

- (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

2. Mid-County Property

The vote on the foregoing motion was as follows:

AYE

John A. Muffo  
Annette S. Perkins  
James D. Politis  
Gary D. Creed  
Doug Marrs  
Mary W. Biggs  
Steve L. Spradlin

NAY

None

**INTO CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711      (3)      Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Project # 2007-034
  2. Mid-County Property
- (5)      Discussion Concerning A Prospective Business Or Industry Or The Expansion Of An Existing Business Or Industry Where No Previous Announcement Has Been Made Of The Business Or Industry's Interest In Locating Or Expanding Its Facilities In The Community.
1. Project # 2007-025

(7) Consultation with Legal Counsel and Briefings from Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation with Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1. Virginia Tech Shootings

(1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. AFD Advisory Board

2. Economic Development Commission

3. Office on Youth Advisory Board

4. Parks and Recreation Commission

5. Social Services Board

6. Board of Zoning Appeals (BZA)

7. Personnel

The vote on the foregoing motion was as follows:

AYE

Gary D. Creed

Doug Marrs

Mary W. Biggs

Annette S. Perkins

James D. Polits

John A. Muffo

Steve L Spradlin

NAY

None

**OUT OF CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by James D. Polits and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Doug Marrs	None
Mary W. Biggs	
Annette S. Perkins	
James D. Polits	
John A. Muffo	
Gary D. Creed	
Steve L Spradlin	

**CERTIFICATION OF CLOSED MEETING**

On a motion by Mary W. Biggs, seconded by James D. Polits and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

**VOTE**

AYES  
Mary W. Biggs  
Annette S. Perkins  
James D. Polits  
John A. Muffo  
Gary D. Creed  
Doug Marrs  
Steve L Spradlin

NAYS

None

ABSENT DURING VOTE

None

ABSENT DURING MEETING

None

**INVOCATION**

The Invocation was lead by Chair Spradlin.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

**PRESENTATION- RESOLUTION OF APPRECIATION – STEVE L. SPRADLIN,  
BOARD OF SUPERVISOR**

Vice-Chair Biggs presented Supervisor Steve Spradlin with a Resolution of Appreciation and a plaque for his service as a member of the Montgomery County Board of Supervisors for four years.

Supervisor Spradlin stated it was a pleasure to serve the citizens of Montgomery County as a member of the Board of Supervisors.

**PUBLIC HEARING**

**REZONING REQUEST – PINE VIEW UNITED METHODIST CHURCH**

**A request by Pine View United Methodist Church (Agent: Pastor Leroy A. Peters) to rezone approximately .358 acres from Agricultural (A-1) to Community Business (CB), with possible proffered conditions, to allow retail sales & service.** The property is located at 2931 Peppers Ferry Road, and is identified as Tax Parcel No(s). 64-A-140, (Acct #'s 070546) in the Riner Magisterial District. The property currently lies in an area designated as Village Expansion in the Comprehensive Plan.

Dari Jenkins, Zoning Administrator, provided a brief summary on the above request. The owner is looking at ways to reuse an existing church building by requesting the rezoning of the property from Agricultural to Community Business. A potential buyer is proposing to start a retail business in the main section of the church and renovate the second floor into an apartment.

The church building is located on Peppers Ferry Road (Rt. 114) and in the area designated as Village Expansion in the County's Comprehensive Plan.

At their December 12, 2007 meeting, the Planning Commission recommended approval of the rezoning. They felt the request was in keeping with the Belview Village Plan, would concentrate commercial uses in the area designated for business, would upgrade the access onto Peppers Ferry Road (Rt. 114), would buffer nearby residential uses with the required landscaping and would enhance the use of the existing structures.

Pastor Leroy Peters, applicant, was available to answer any questions the Board may have on his request. Pastor Peters requested that the Board consider voting on his request tonight.

Supervisor Marrs asked if the Planning Commission received any citizen opposition to this request. The Zoning Administrator responded they received no opposition.

There being no further speakers, the public hearing was closed.

## **DELEGATION**

### **Montgomery County Extension Office**

Michelle Adcock provided an update on the Montgomery County Extension program for July – September 2007. They are continuing after-school programs at numerous schools throughout the County, with new programs at Shawsville and Elliston-Lafayette Elementary School. The 4-H Achievement Awards were held and 20 adult volunteers were recognized.

Ms. Adcock also reported on the Family and Consumer Services. Dawn Barnes, Director, has been teaching a "Serve Safe Foods" and "Cooking for Crowds" classes for numerous organizations, such as the Balcksburg High School, Virginia Tech, and area food service workers. Ms. Barnes has been teaching personal financial management classes at the local jails.

Barry Robinson, Horticulture Director, provided an update on agriculture and natural resources. Mr. Robinson reported he is helping Charles Putnan, Gypsy Moth Coordinator, with the surveying and public meetings on gypsy moth.

## **PUBLIC ADDRESS**

Blane Keese, Draper Aden & Associates, addressed the Board regarding the Brush Mountain Estates rezoning request, which is listed under Old Business for the Board's consideration. Mr. Keese provided a recap on the rezoning and proffers submitted. He clarified Proffer #6, which states a public common area will be dedicated to Montgomery County along Toms Creek for the construction of a nature trail. Mr. Keese stated that the developers are willing to amend this proffer to dedicate a right-of-way easement for the trail instead of dedicating the entire parcel.

There being no further speakers, the public address session was closed.

At this time, Chair Spradlin commended Joe Powers for his years of service with Montgomery County as Planning Director. Mr. Powers is retiring after 30 years of service.

### **CONSENT AGENDA**

On a motion by Mary W. Biggs, seconded by Doug MARR and carried unanimously, the Consent Agenda dated December 17, 2007 was approved as follows:

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
James D. Politis	
John A. Muffo	
Gary D. Creed	
Doug MARR	
Mary W. Biggs	
Steve L. Spradlin	

### **Approval of Minutes**

On a motion by Mary W. Biggs, seconded by Doug MARR and carried unanimously, the minutes dated October 22, November 14, and November 19, 2007 were approved.

### **R-FY-08-72 SCHEDULE PUBLIC HEARING GYPSY MOTH SUPPRESSION PROGRAM**

On a motion by Mary W. Biggs, seconded by Doug MARR and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia does hereby schedule a public hearing on **January 14, 2008** at 7:15 p.m., or as soon thereafter, in the Board of Supervisors' Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia for the purpose of receiving citizens' comments on the following:

**The Current Gypsy Moth situation in Montgomery County; the proposal submitted to the Virginia Department of Agriculture and Consumer Services (VDACS) for 2008 suppression actions; and to identify public concerns**

**A-FY-08-64**  
**COMMONWEALTH'S ATTORNEY**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008 for the function and in the amount as follows:

200	Commonwealth's Attorney	\$32
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

419104	Confiscations	\$32
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Said resolution appropriates monies received in the Forfeited Asset Sharing Program from the Department of Criminal Justice Services.

**A-FY-08-65**  
**PUBLIC HEALTH DEPARTMENT**  
**TRANSFER FROM SPECIAL CONTINGENCIES**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a transfer of appropriation is hereby authorized, as follows:

**FROM:**

960	Special Contingencies	(\$32,438)
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**TO:**

530	Public Health Department	\$32,438
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Said resolution transfers appropriated funds from Special Contingencies to the Public Health Department budget to cover the cost of the local commitment in the statement of agreement between the County and the Virginia Department of Health.

**R-FY-08-73  
APPOINTMENT  
PLANNING DIRECTOR AND  
SUBDIVISION AGENT**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints Steven M. Sandy as (1) Planning Director and (2) Subdivision Agent for the purposes of carrying out the responsibilities of administering the Montgomery County Subdivision Ordinance.

**R-FY-08-74  
RESOLUTION OF APPRECIATION  
ALLAN C. BURKE-CLERK OF THE CIRCUIT COURT**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

*WHEREAS, Allan C. Burke* was a 1965 graduate of Christiansburg High School; a 1972 graduate of the Virginia Police Academy; and a 1985 graduate of Fort Rucker Army Aviation Academy; and

*WHEREAS, Allan C. Burke* served as a Montgomery County Sheriff's Deputy for 18 months before joining the Virginia State Police; and

*WHEREAS, Allan C. Burke* was a Virginia State Trooper for 20 years serving as a road trooper, narcotics agent and fixed wing and helicopter pilot; and

*WHEREAS, Allan C. Burke* has served the citizens of Montgomery County as Clerk of Montgomery County Circuit Court for 16 years, first elected in 1991 and reelected for a second term in 1999; and

*WHEREAS, Allan C. Burke* is a Certified Circuit Court Clerk through UVA; and

*WHEREAS,* The Board of Supervisors recognizes the hard work and dedication *Allan C. Burke* has demonstrated in his years of service to the Montgomery County community.

*NOW, THEREFORE, BE IT RESOLVED,* The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, expresses its appreciation and gratitude to *Allan C. Burke* for his outstanding dedication to the citizens of Montgomery County.

*BE IT FURTHER RESOLVED,* That the original of this resolution be presented to *Allan C. Burke* as a testimonial of the high esteem and appreciation in which he is regarded by the members of the Board of Supervisors and that a copy be made a part of the official minutes of Montgomery County.

**R-FY-08-75**  
**RESOLUTION OF APPRECIATION**  
**GENE MORRELL – NEWS MESSENGER**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

***WHEREAS, Gene Morrell*** moved to Montgomery County in 1978 to begin his career at the *News Messenger* after graduating from East Tennessee State University, with a bachelor's degree in journalism and a bachelor's and a master's degree in history; and

***WHEREAS, Gene Morrell's*** 29 years at the *News Messenger* included 20 years as editor and nine years as news reporter, during which time he provided fair, accurate, and comprehensive coverage of the Board of Supervisors and of County issues and events; and

***WHEREAS, Gene Morrell*** worked with four different County Administrators and saw numerous changes in the membership of the Board of Supervisors and County staff ; and

***WHEREAS, His*** working relationship with members of the Board of Supervisors and County staff was always based upon professionalism and mutual respect.

***NOW, THEREFORE, BE IT RESOLVED,*** The Board of Supervisors of Montgomery County, Virginia expresses their gratitude and appreciation to ***Gene Morrell*** for his hard work and dedication that has contributed to keeping the citizens of Montgomery County informed over the past 29 years.

***BE IT FURTHER RESOLVED,*** That the original of this resolution be presented to ***Gene Morrell*** as a testimonial of the high esteem in which he is regarded by the members of the Board of Supervisors and that a copy be made a part of the official minutes of Montgomery County.

**OLD BUSINESS**

**R-FY-08-76**  
**DENIED**  
**AN ORDINANCE AMENDING THE ZONING CLASSIFICATION**  
**OF APPROXIMATELY 1+ ACRE IN THE MT. TABOR MAGISTERIAL DISTRICT**  
**LOCATED ON THE NORTH SIDE OF JENNELLE ROAD (SR 603)**  
**IDENTIFIED AS TAX MAP PARCEL NO. 68-A-125**  
**AND 126 (ACCT # 003868 AND #003869)**  
**FROM RESIDENTIAL (R-2) TO COMMUNITY BUSINESS (CB)**  
**WAYNE & JOY COMPTON**

On a motion for denial by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Wayne and Joy Compton rezoning request of approximately 1+ acre, located on the north side of Jennelle Road (SR 603) and is identified as Tax Parcel No. 68-A-125 and 126 (Acct #003868 and #003869) in the Mt. Tabor Magisterial District is hereby **DENIED**.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
James D. Politis	None
John A. Muffo	
Gary D. Creed	
Mary W. Biggs	
Annette S. Perkins	
Doug Marris	
Steve L. Spradlin	

**R-FY-08-77**  
**DENIED**  
**SPECIAL USE PERMIT**  
**WAYNE & JOY COMPTON**

On a motion for denial by Doug Marris, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Wayne F. and Joy C. Compton request for special use permits to allow a single family dwelling and to allow truck, trailer, service and repair with outside operations located on the north side of Jennelle Road (SR 603) and is identified as Tax Parcel No. 68-A-125 and 126 (Acct #003868 and #003869) in the Mt. Tabor Magisterial District is hereby **DENIED**.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
John A. Muffo	None
Gary D. Creed	
Mary W. Biggs	
Annette S. Perkins	
James D. Politis	
Doug Marris	
Steve L. Spradlin	

Supervisor Muffo explained that the Planning Commission recommended denial of the Compton's request due to the following reasons:

1. Proximity of driveway to property and building.
2. Business in a residential development.
3. Potential for noise, air, and water pollution.
4. Future owners may not be a good neighbor.
5. Setting a negative precedent for the neighborhood.

### **Brush Mountain Estates, LLC Rezoning Request**

For the purpose of discussion, Supervisor Politis made a motion, seconded by Supervisor Marrs, of the Brush Mountain, LLC rezoning request.

The County Administrator reported that the Town of Blacksburg indicated they were not willing to accept conveyance of the property proposed to be dedicated for a trail that will connect to the Town of Blacksburg's property. The County Administrator recommended that if the Board votes to approve the request that Proffer #6 be amended so that an easement of right-of way be dedicated instead of the entire parcel. The County would maintain the trail portion and not the entire property.

The County Attorney explained that the easement of right-of-way can be dedicated to another party in the future.

Supervisor Biggs stated that she could not support a vote of approval at this time. There are issues that remain unclear, such as the road access and water/sewer problems. The addition of 35 homes in this area will put more stress on the exiting wells. She recommended that the developer work out all the issues surrounding this development and bring back a new plan at a later date.

**R-FY-08-78  
DENIED  
AN ORDINANCE AMENDING THE  
ZONING CLASSIFICATION OF APPROXIMATELY 132.51 ACRES  
IN THE PRICES FORK MAGISTERIAL DISTRICT  
LOCATED ON THE EAST END OF STRIDER ROAD  
APPROXIMATELY 2,000 FEET FROM ITS INTERSECTION  
WITH LAUREL DRIVE (SR 809)  
IDENTIFIED AS TAX MAP PARCEL NO. 27-A-40 (ACCT # 016095)  
FROM AGRICULTURE (A-1) TO RURAL RESIDENTIAL (R-R)  
BRUSH MOUNTAIN ESTATES, LLC**

On a motion for denial by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Brush Mountain Estates, LLC request for rezoning of approximately 132.51 acres from Agriculture (A-1) to Rural Residential (R-R), located on the east end of Strider Road approximately 2,000 feet from its intersection with Laurel Drive (SR 809) and is identified as Tax Parcel No. 27-A-40 (Acct #016095) in the Prices Fork Magisterial District (District F) is hereby **DENIED**.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Gary D. Creed	None
Annette S. Perkins	
James D. Politis	
Doug Marrs	
John A. Muffo	
Mary W. Biggs	
Steve L. Spradlin	

**ORD-FY-08-18**

**AN ORDINANCE AMENDING CHAPTER 10, ENTITLED ZONING, SECTION 10-44 OF THE CODE OF THE COUNTY OF MONTGOMERY VIRGINIA, BY PROVIDING THE ZONING ADMINISTRATOR WITH THE DELEGATED AUTHORITY TO REDUCE THE NUMBER OF REQUIRED PARKING SPACES UP TO TWENTY PERCENT IF THE SITE IS SERVED BY AN ACCEPTABLE MASS TRANSPORTATION OR ALTERNATE TRANSPORTATION PLAN THAT REDUCES THE NEED FOR ONSITE PARKING AND BY REDUCING THE NUMBER OF REQUIRED PARKING SPACES FOR DAY CARE FACILITIES**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT ORDAINED, By the Board of Supervisors of the County of Montgomery, Virginia, that Chapter 10, entitled Zoning, Section 10-44 of the Code of the County of Montgomery, Virginia, shall be amended and reordained as follows:

**Sec. 10-44. Off-street parking and loading.**

(1) *Applicability.* There shall be provided at the time of erection of any building or use, or at the time any building or use is enlarged, minimum permanent off-street parking and loading space in the amount specified in the requirements of this section. Such parking and loading requirements shall apply only to new construction or expansion of an existing use. In the case of

an expansion of an existing use, only the expansion shall be required to meet these regulations. The existing use and parking areas shall be deemed to be exempt from said regulations.

(2) *General provisions.*

(a) *Location.* All required off-street parking spaces required herein shall be located on the same lot as the structure or use to which they are accessory, or on a lot contiguous thereto which has the same zoning classification and is under the same ownership, except that the zoning administrator may authorize an alternative location provided that the required parking spaces are located within five hundred (500) feet walking distance of a building entrance to the use that such space serves, and that ownership arrangements are made so as to assure the permanent availability of such spaces to the satisfaction of the administrator.

(b) *Shared parking.* Required off-street parking spaces may be provided cooperatively for two (2) or more uses, subject to arrangements that will assure the permanent availability of such spaces to the satisfaction of the administrator. The amount of such combined space shall equal the sum of the amounts required for the separate uses, provided, however, that the administrator may reduce the total number of spaces if the administrator determines that some or all of the spaces may serve two (2) or more uses by reason of the daily hours of operation or seasonal activity of such uses.

(bb) *Mass Transportation or Alternate Transportation Plan.* The minimum number of parking spaces may be reduced up to twenty (20) percent upon approval by the Zoning Administrator of an acceptable mass transportation or alternative transportation plan that adequately documents a reduced need for parking by demonstrating that potential visitors to the site, including residents, employees and customers will be using mass transportation or alternative transportation to visit the site. The Zoning Administrator shall review and approve each request for a reduction in parking spaces under this Section. The applicant making the request shall be responsible for providing the Transportation Plans and other documentation that may be required by the Zoning Administrator to evaluate the request. Each site that is granted a reduction in the minimum number of parking spaces by the Zoning Administrator shall reserve sufficient open space on the site and on the site plan to accommodate the number of parking spaces that were not required to be constructed should the parking spaces have to be constructed at a later date.

(c) *For operable vehicles only.* All required off-street parking spaces shall be used solely for the parking of operable vehicles. No vehicle repair work except emergency service shall be permitted on any required off-street parking facility.

(d) *Access.* Driveway openings through the curb shall be a maximum of two (2) per parking lot, excluding shopping center parking lots. There shall be not less than twenty-five (25) feet between driveway openings and there shall be not less than twelve and one-half (12 1/2) feet from any driveway opening to any property line. No driveway opening shall be less than twelve (12) feet in width. Landscaping, curbing or approved barriers shall be provided along lot boundaries to control entrance and exit of vehicles or

pedestrians. All driveway openings shall comply with all applicable state regulations including, but not limited to, those of the state department of transportation.

(e) *Surfacing.* Any public off-street parking area shall be surfaced so as to provide a durable and dustless surface, shall be graded so as to dispose of all surface water accumulation within the area, unless such surface water accumulation is part of a designed stormwater runoff control measure, and shall be arranged and marked to provide safe and orderly loading, unloading, movement, parking and storage of vehicles. At a minimum, surface treatment shall be equal to a prime and double seal.

(f) *Additional requirements.* There shall be the following additional requirements for parking lots with ten (10) or more parking spaces:

1. *Marking.* Parking spaces in lots of ten (10) or more spaces shall be delineated by painted lines, curbs, bumper blocks, vertical lines on continuous curbing or other appropriate means of marking.

2. *Lighting.* Any lights used to illuminate any parking area shall be so arranged and shielded as to confine all direct light entirely within the boundary lines of the parking area.

3. *Parking in setback or yard.* No parking or visual barrier shall be less than eight (8) feet from an abutting lot or right-of-way.

4. *Minimum size of all parking and maneuvering space.* All individual parking spaces shall be a minimum of nine (9) feet by eighteen (18) feet. The minimum aisle space for ninety-degree parking shall be twenty-four (24) feet in width. The minimum aisle space for sixty-degree parking shall be twenty-three (23) feet in width. The minimum aisle space for thirty-degree parking shall be seventeen (17) feet in width. For any parking area in which the degree of angular parking varies from the specifications above, the aisle width shall be calculated by using a ratio of the above specifications; however, in no case shall the aisle width be less than sixteen (16) feet.

5. *Landscaping.* Parking areas shall be landscaped according to the provisions of section 10-43.

(g) *[Commercial and retail uses.]* All commercial and retail uses shall leave enough contiguous, undeveloped, and suitable reserve land for a parking lot so as the minimum parking lot requirements, one (1) space for each two hundred (200) square feet of retail floor space, can be met if the commercial or retail use changes in the future.

(3) *Required parking and loading spaces.* The tables in this section establish the minimum requirements for off-street parking and loading, subject to all of the pertinent provisions contained herein and to the following:

(a) *Uses not listed.* The zoning administrator shall determine the required parking and loading requirements for uses not specifically listed in the tables herein, based upon the most similar uses that are listed.

(b) *Computation.* The computation of the minimum off-street parking and loading requirements for each permitted use shall be based upon the standards in the following tables, subject to the adjustments and/or minimum required or allowed in this section, and to the definitions of "gross floor area" and "gross leasable area" in accord with article VI.

### Required Parking and Loading Spaces by Use Category

TABLE INSET:

Use	Parking Spaces Required	Loading Spaces Required
<i>Residential and Lodging Uses</i>		
Dwelling, single-family detached	2.0 per dwelling unit	None
Mobile (manufactured) home	2.0 per dwelling unit	None
Dwelling, single-family attached (townhouse)	2.5 per dwelling unit***	None
Dwelling, two-family (duplex)	2.5 per dwelling unit	None
Dwelling, multifamily (apt.)		
Up to one bedroom	1.5 per dwelling unit	None
Two or three bedrooms	2.0 per dwelling unit	None
Four or more bedrooms	2.5 per dwelling unit	None
Accessory dwellings	1.0 per dwelling unit	None
Dormitory	1.0 per resident, plus 1.0 per employee	1.0
Congregate care facilities	0.50 per resident, plus 1.0 per employee	1.0
Nursing home	0.15 per resident, plus 1.0 per employee	1.0
Commercial lodging facilities	1.1 per guest room including ADA requirements	As required for associated functions such as restaurants, meeting rooms, etc.

Day care facilities	<del>0.2</del> 0.1 per the number of children allowed at the facility person, plus 1.0 per employee	None
<i>Commercial and Public Uses</i>		
General and convenience retail (books, gifts, clothing, paint and wall coverings, toys, discount merchandising, groceries, liquor, laundry, etc.)	4.0 per 1,000 sq. ft. GLA**, less storage areas Minimum 4.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Service retail (drapery services, printing, shoe repair, key and lock, upholstery, etc.)	3.0 per 1,000 sq. ft. GLA**, less storage areas Minimum 3.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Carpet and furniture	2.0 per 1,000 sq. ft. GFA* Minimum 3.0 spaces	
Hard goods retail (auto parts, hardware, lumber, cabinets, plumbing, glass, etc.)	3.5 per 1,000 sq. ft. GFA* Minimum 4.0 spaces	1.0 for first 10,000 sq. ft.; 1.0 per each additional 20,000 sq. ft.
Shopping center	4.0 per 1,000 sq. ft. GLA** for centers up to 100,000 sq. ft. 5.0 per 1,000 sq. ft. GLA** for centers over 100,000 sq. ft.	1.0 per 50,000 sq. ft.; for up to 100,000 sq. ft., plus 1.0 per 100,000 sq. ft. thereafter
Vehicle sales and/or service	1.0 per 500 sq. ft. of enclosed sales/rental floor area, plus 1.0 per 2,500 sq. ft. of open display area, plus 2.0 spaces per service bay, plus 1.0 per employee, and not less than 5.0 spaces	1.0 per 25,000 GFA*
Temporary retail	As determined by the zoning administrator	As determined by the zoning administrator
Restaurant, full-service	1.0 per 50 sq. ft. of dining and/or drinking space Minimum 3.0 spaces	1.0 per 40,000 sq. ft. GFA*
Restaurant, limited-service	1.0 per 40 sq. ft. of dining and/or drinking space Minimum 3.0 spaces	1.0 with indoor seating

Restaurant, drive-in	1.0 per employee on the largest shift Minimum 3.0 spaces	1.0 with indoor seating; none with no indoor seating
Financial institutions	2.5 per 1,000 sq. ft. GFA*; stacking space for drive-through windows to be determined by the zoning administrator	None for first 10,000 sq. ft GFA*; then 1.0 per 50,000 sq. ft.
General offices	4.0 per 1,000 sq. ft. GFA* up to 30,000 sq. ft.; 3.0 per 1,000 sq. ft. thereafter	None for first 30,000 sq. ft GFA; then 1.0 per 100,000 sq. ft. thereafter
Medical offices	6.0 per 1,000 sq. ft. GFA* for first 5,000 sq. ft., plus 3.0 per 1,000 sq. ft. thereafter	None for first 5,000 sq. ft. GFA*; then 1.0 per 100,000 sq. ft. thereafter
Government uses	>4.0 per 1,000 sq. ft. GFA* for administrative offices, or as determined by the zoning administrator	As determined by the zoning administrator
Educational uses		
Elementary and middle schools	One space for each classroom, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
High schools	One space per 8 students based on the design capacity, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
Adult education facilities	One space per 2 students based on the design capacity of the building, plus one additional space for each employee on the largest shift	1.0 per 100,000 GFA*
Public assembly	0.25 per person in permitted occupancy, plus 1.0 space per employee	1.0 per 100,000 GFA*
Churches	1.0 per each 5 seats or per 10 feet of bench length in the main assembly room	None

Public recreation; private club or lodge	0.3 per person in permitted occupancy, plus 1.0 space per employee	1.0 per 100,000 GFA*
Hospital	1.5 per employee on main shift; plus 0.5 per bed for in-patient services; plus 1.5 per 250 sq. ft. for out-patient services	1.0 per 100,000 GFA*
Manufacturing	1.2 per employee on main shift, plus any required spaces for office, sales or similar space	1.0 per 25,000 sq. ft. GFA* up to 500,000 sq. ft., plus 1.0 per 50,000 sq. ft. thereafter
Mini-warehouse	1.0 per 25 storage units; plus 3.0 spaces at the office	None
Storage warehouse, wholesale	1.0 per employee on main shift, plus any required spaces for office, sales, or similar space	1.0 per 25,000 sq. ft. GFA* up to 500,000 sq. ft., plus 1.0 per 50,000 sq. ft. thereafter

\*Gross Floor Area, interior

\*\*Gross Leasable Area

\*\*\*Driveways to unit with garage countable as one space if driveway constructed to permit vehicle to pass space/ parked vehicle.

The vote on the foregoing ordinance was as follows:

AYE

Annette S. Perkins

James D. Politis

Doug Marrs

John A. Muffo

Mary W. Biggs

Gary D. Creed

Steve L. Spradlin

NAY

None

**NEW BUSINESS**

**A-FY-08-66  
SCHOOL CAPITAL PROJECTS  
TRANSFER FROM GENERAL FUND**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, That the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008 for the function and in the amount as follows:

451209	Transfer to School Capital Projects	\$787,529
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The source of the funds for the foregoing appropriation is as follows:

Revenue Accounts:

451205	Designated Fund Balance	\$787,529
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BE IT FURTHER RESOLVED, That the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008 for the function and in the amount as follows:

6600	Future School Capital Projects	\$787,529
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The source of the funds for the foregoing appropriation is as follows:

Revenue Accounts:

451100	Transfer from General Fund	\$787,529
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Said resolution appropriates the unspent fuel reserve penny from the FY 07 Budget (\$478,775) and 1 penny of the windfall from the 2007 real estate tax increase (\$308,754) to the School Capital Projects fund for future school projects. The funds cannot be expended in the School Capital Projects Fund without future Board of Supervisors approval.

The vote on the forgoing resolution was as follows:

AYE

James D. Politis

Doug Marrs

John A. Muffo

Mary W. Biggs

Gary D. Creed

Annette S. Perkins

Steve L. Spradlin

NAY

None

**A-FY-08-67**  
**SCHOOL CAPITAL PROJECTS**  
**LAND PURCHASE**  
**ELLISTON/LAFAYETTE ELEMENTARY SCHOOL**

On a motion by Mary W. Biggs, seconded by Annette S. Perkins and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that a School Capital Projects Fund transfer of appropriation is hereby authorized, as follows:

**FROM:**

660 Future School Capital Projects (\$705,000)

**TO:**

6617 Elliston/Lafayette Elementary School \$705,000

Said resolution advances funds from the Future Unspecified Projects to the Elliston/Lafayette Elementary School projects account for the purchase of land with the intent the funds be reimbursed through a future bond issuance.

The vote on the forgoing resolution was as follows:

AYE

Doug Marrs  
John A. Muffo  
Gary D. Creed  
Mary W. Biggs  
Annette S. Perkins  
James D. Politis  
Steve L. Spradlin

NAY

None

**R-FY-08-79**  
**AMENDMENT**  
**REAL ESTATE SALES AGREEMENT**  
**SHAH DEVELOPMENT, LLC**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby approves the Amendment to the Real Estate Sales Agreement Dated August 28, 2006, By and Between The County of Montgomery, Virginia and Shah Development, LLC, amending the Sports Complex portion of the said Real Estate Agreement.

BE IT FURTHER RESOLVED, By the Board of Supervisors, that the Board hereby authorizes Steve Spradlin, Chair to execute the said Amendment on behalf of the Board of Supervisors.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
John A. Muffo	None
Mary W. Biggs	
Gary D. Creed	
Annette S. Perkins	
James D. Politis	
Doug Marrs	
Steve L. Spradlin	

**A-FY-08-68**  
**PARKS AND RECREATION**  
**NEWS SPORTS COMPLEX – BETHEL**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2008 for the function and in the amount as follows:

700	Parks and Recreation	\$48,000
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205 Fund Balance – Capital Reserve	\$48,000

Said resolution appropriates fund balance designated with the Capital Reserve to cover the cost of water and sewer line installation, and basic amenities for the new sports complex at Bethel.

The vote on the forgoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Mary W. Biggs	None
Gary D. Creed	
Annette S. Perkins	
James D. Politis	
Doug Marrs	
John A. Muffo	
Steve L. Spradlin	

**R-FY-08-80**  
**AN AGREEMENT TO EXTEND THE TERM**  
**FOR WATER AND WASTEWATER PURCHASE AGREEMENTS**  
**BETWEEN THE COUNTY OF MONTGOMERY, VIRGINIA,**  
**THE TOWN OF CHRISTIANSBURG, VIRGINIA AND**  
**THE MONTGOMERY COUNTY PUBLIC SERVICE AUTHORITY**

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisor of the County of Montgomery County, Virginia hereby enters into an agreement with the Town of Christiansburg and Montgomery County Public Service Authority to extend the term for water and wastewater purchase agreements dated September 2, 1987 to July 16, 2009.

BE IT FURTHER RESOLVED, By the Board of Supervisors that the Board hereby authorizes Steve Spradlin, its Chair, to execute the agreement to extend the term for Water and Wastewater Agreements.

The vote on the forgoing resolution was as follows:

AYE

Gary D. Creed  
Annette S. Perkins  
Doug Marrs  
John A. Muffo  
Mary W. Biggs  
James D. Politis  
Steve L. Spradlin

NAY

None

**R-FY-08-81**  
**APPOINTMENT**  
**AGRICULTURAL AND FORESTAL**  
**DISTRICT ADVISORY COMMITTEE (AFD)**

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Richard Obiso** to the Agricultural and Forestal District (AFD) Advisory Committee.

The vote on the forgoing resolution was as follows:

AYE

Annette S. Perkins  
Doug Marrs  
John A. Muffo  
Mary W. Biggs  
James D. Politis  
Gary D. Creed  
Steve L. Spradlin

NAY

None

**R-FY-08-82**  
**MONTGOMERY REGIONAL**  
**ECONOMIC DEVELOPMENT COMMISSION (EDC)**  
**Citizen Appointment**

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby reappoints **Mike Miller** to the Montgomery Regional Economic Development Commission effective January 1, 2008 and expiring December 31, 2010.

The vote on the forgoing resolution was as follows:

AYE

Doug Marrs  
John A. Muffo  
Mary W. Biggs  
James D. Politis  
Gary D. Creed  
Annette S. Perkins  
Steve L. Spradlin

NAY

None

**R-FY-08-83**  
**APPOINTMENT**  
**OFFICE ON YOUTH ADVISORY BOARD**

On a motion by Doug Marrs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Joseph W. Young, Jr.** to the Office on Youth Advisory Board effective December 18, 2007 and expiring December 17, 2010.

The vote on the forgoing resolution was as follows:

AYE

John A. Muffo  
Mary W. Biggs  
James D. Politis  
Gary D. Creed  
Annette S. Perkins  
Doug Marrs  
Steve L. Spradlin

NAY

None

**R-FY-08-84  
APPOINTMENT  
SOCIAL SERVICES BOARD**

On a motion by James D. Politis, seconded by Doug Marrs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Caroline Crist** to the Social Services Board effective December 18, 2007 and expiring December 17, 2011.

The vote on the forgoing resolution was as follows:

AYE

Mary W. Biggs  
James D. Politis  
Gary D. Creed  
Annette S. Perkins  
Doug Marrs  
John A. Muffo  
Steve L. Spradlin

NAY

None

**R-FY-08-85  
RECOMMENDATION FOR APPOINTMENT  
BOARD OF ZONING APPEALS**

On a motion by Mary W. Biggs, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby recommends to the Circuit Court re-appointment of **David Moore** as an alternate on the **Board of Zoning Appeals** effective January 1, 2008 and expiring December 31, 2012.

The vote on the forgoing resolution was as follows:

AYE

James D. Politis  
Gary D. Creed  
Annette S. Perkins  
Doug Marris  
John A. Muffo  
Mary W. Biggs  
Steve L. Spradlin

NAY

None

**INTO WORK SESSION**

On a motion by Mary W. Biggs, seconded by Doug Marris and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Gypsy Moth Suppression Program
2. Smart Way Bus

The vote on the forgoing motion was as follows:

AYE

Gary D. Creed  
Annette S. Perkins  
Doug Marris  
John A. Muffo  
Mary W. Biggs  
James D. Politis  
Steve L. Spradlin

NAY

None

**Gypsy Moth Suppression Program**

The County Administrator reported that Senator Jim Webb sent a letter to the Department of Agriculture regarding gypsy moth treatments for Montgomery County and the Jefferson National Forest. The Forest Service is seeking federal funding to spray approximately 12,300 acres. According to the Department of Agriculture, the Forest Service has been directed by Congress to support gypsy moth suppression. They are expecting funding at about \$5 million and are presently determining the funding level for Virginia.

Charles Putnam, Gypsy Moth Coordinator, and Barry Robison, Montgomery County Extension Office, provided a basic overview and history of the gypsy moth. The Gypsy Moth Coordinator along with assistance from the Extension Office and volunteer help from the Master Gardeners conducted egg mass surveys, mapped the affected areas, contacted citizens in the affected areas, conducted public meetings, and submitted a proposal to the Virginia Department of Agriculture and Consumer Services (VDACS).

There are six areas in the County that meet the requirements for treatment as follows:

1. Poor Mountain – North 96 acres
2. Poor Mountain – South 54 acres
3. Brush Mountain – Lick Run 23 acres
4. Brush Mountain – Gaines 15 acres
5. Brush Mountain – Rowan 15 acres
6. Gap Mountain – Norris Run 82 acres

Brush Mountain in the Gaines Area has the highest count of egg mass per acre at 10,360.

Mr. Putnam provided a report on types of insecticides that can be used and provided pros and cons on each. The two insecticides to be consider are Dimilin and BTK. The County must notify the VDACS by January 15 the type of insecticides to be used and the size of buffer zones that will surround non-participants' property and spray blocks. February 1 is the deadline for a signed Cooperative Agreement if the County chooses to participate in the program.

### **Smart Way Bus**

The Assistant County Administrator provided a report on the transportation needs in eastern Montgomery County. In an effort to address the transportation needs, the Smart Way Bus added an additional stop in the Shawsville area of eastern Montgomery County beginning in April of 2007. The additional stop was added as a trial run to assess ridership and transportation needs in that area of the County for a nine month period. Montgomery County provided additional funding in the amount of \$6,900 to cover the cost of the additional stop. The Smart Way bus service terminated the additional stop on November 30, 2007 due to inadequate ridership and construction equipment impeding the turnaround at the Meadowbrook Public Library. A community meeting was conducted at the Meadowbrook Community Center prior to the termination of the service to ask citizens for suggestions on increasing the Smart Way Bus ridership. It was reported that the citizens were interested in a curb-to-curb transportation service and not transportation via the Smart Way Bus.

The Assistant County Administrator asked several key questions: Should the County continue to provide the additional stop in Shawsville? Are there other alternatives for providing transportation services in eastern Montgomery County? What is the fiscal impact of these alternatives? What are the pros and cons of each alternative?

In an effort to further address these issues, County staff contacted local agencies that provide transportation to citizens and to gather information about providing curb-to-curb service and the costs addressing transportation needs long-term. It was determined that the cons outweighed the pros when it came to addressing curb-to-curb service, and the fiscal impact to provide these services would be high. Any type of transportation service would be county wide, not just a select area.

The Assistant County Administrator reported staff recommends that the County discontinue funding for the additional stop in Shawsville due to low usage.

### **OUT OF WORK SESSION**

On a motion by Annette S. Perkins, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
Doug Marrs	
John A. Muffo	
Mary W. Biggs	
James D. Politis	
Gary D. Creed	
Steve L. Spradlin	

### **COUNTY ATTORNEY'S REPORT**

The County Attorney stated it has been a pleasure to work with Supervisor Spradlin and thanked him for all his support over the last four years.

### **COUNTY ADMINISTRATOR'S REPORT**

#### **Town of Blacksburg – Blacksburg VFD Airport Station – Funding**

The County Administrator received a letter on December 12, 2008 from Marc Verniel, Blacksburg Town Manager, requesting additional County funding for the construction of the South End Fire Station in Blacksburg. The new facility will provide service to both the Town of Blacksburg and Montgomery County. The Town of Blacksburg is requesting an additional \$300,000 from the County due to the bids coming in higher than the budgeted amount. The final bid is \$1,375,000,

which leaves a shortfall of \$545,000. The County has already budgeted \$250,000 for this project and the Town of Blacksburg budgeted \$655,000.

The Town of Blacksburg is also requesting an additional \$266,000 for the County's share to build a shell for a meeting and sleeping space for the volunteers. The total cost of the shell building is \$700,000. Therefore a total of an additional \$566,000 is being requested by the Town of Blacksburg. The Town Manager commented that if the County could agree to the additional funds now, the low bid can be accepted and the County could provide the additional funds at a later date.

The County Administrator advised the Town Manager that it would be difficult for the County to respond to this funding request as it is outside the normal budgetary process. It is the budgetary practice for funding requests to be reviewed by the Montgomery County Fire and Rescue Commission, which is comprised of all Fire Chiefs and Rescue Captains. This matter will be referred to the Commission for their comment at their December 20, 2007 meeting.

The County Administrator also commented that the two Towns and the County do not have a formal written funding methodology for sharing in the cost of fire and rescue capital equipment. Previous requests have been handled on a case by case basis. Other jurisdictions in Virginia have established Fire and Rescue cost sharing methodologies, which are based on several factors. Some factors which are reportedly used are the number of calls serving the participating jurisdictions, population, total assessed property value and other factors. Each Town resident is also a County resident and the preceding methodologies do not always give credit for this dual citizenship. It is not possible to develop a funding methodology since the Town has requested an immediate response.

Supervisor Creed asked if Virginia Tech provided any funding to the Town of Blacksburg for fire services and if so, what amount. Could Virginia Tech provide any additional funding?

Supervisor Biggs asked if there were any grants available that could help with the construction costs. Also, is it feasible to use a Private/Public Partnership to build public fire stations.

### **PSAP Grant Program – Virginia Wireless E-911 Service Board**

Roanoke County has asked Montgomery County to participate in the submission of a regional grant for Pictometry for the Counties of Roanoke and Montgomery and the City of Roanoke. This will also encompass borders of surrounding counties and will include the towns within each of the two counties. This grant and the resulting product will provide participants with a visual tool (aerial pictures) of their geography that participants can then utilize for many things. The immediate focus for Montgomery County will be to enhance our public safety environment with this information. Below are additional specific uses for public safety for Montgomery County.

1. Integrated with Montgomery County's CAD system to allow dispatchers to have an additional tool at their disposal when directing emergency response personnel to a scene.

2. Deployed in a mobile command post to provide SWAT personnel with an in-depth view of a rural area or area with significant square footage allowing them to better target searches during a "manhunt" operation. This would also be applicable in a more urban setting within one of the local towns or on one of the college campus environments located within Montgomery County.
3. Potential deployment in Sheriff's Office and Emergency Management Coordinator vehicles to provide additional visual aids once on an incident scene. Pictometry will provide the responder with a tool providing them with the ability to better assess the physical surroundings of the area or scene.

Some key points associated with the grant are:

- This grant will be procured from the Virginia Wireless Services Board.
- There are no matching funds required.
- While there is no obligation, Montgomery County will have the ability to update its Pictometry on a yearly basis at a cost of \$24,000 per year. This is not required.
- Montgomery County will be required to sign a Memorandum of Understanding as part of the grant submission.

The Sheriff has been notified of this potential grant and he reported that the proposal appears to be good and it would be extremely helpful from an emergency service provider perspective.

Due to the pending deadline of December 20, 2007, and no local match requirement, the County Administrator asked for BoS authorization to sign a Memorandum of Understanding in order for the County to participate in this regional grant application.

By Board consensus, the County Administrator was given the authorization to sign a Memorandum of Understanding by which the County would participate in a regional grant to be submitted to the Wireless E-911 Equipment Board for the purpose of providing Pictometry to Serve Mutual Aid Area.

### **Elliston Volunteer Fire Department - New Fire Station Name**

Chief Pug Wells is asking permission to use the name "Montgomery County Public Safety Building – Elliston Volunteer Fire Department" for their new station. The Board of Supervisors will have final approval of the name.

Supervisor Creed suggested that Eastern be added to the name as follows: Eastern Montgomery County Public Safety Building – EVFD.

This matter will be added to the next Agenda for Board action.

### **Thank You – Supervisor Steve Spradlin**

The County Administrator expressed appreciation and thanks to Supervisor Spradlin for all his support in the four years he served the citizens of Montgomery County.

### **BOARD MEMBERS' REPORTS**

**Supervisor Perkins** commented that it has been a pleasure working with Supervisor Spradlin over the past four years.

**Supervisor Muffo** reported that the National Forest Service is soliciting comments from residents on spraying for gypsy moth in the National Forest land. Approximately 9,363 acres in 26 separate treatment blocks within Alleghany, Craig, Giles and Montgomery counties and approximately 2,975 acres in 7 treatment blocks within Monroe County, West Virginia.

Supervisor Muffo asked that this information be posted on the County's web site.

**Planning Commission** - New officers were elected at the last Planning Commission meeting for calendar year 2008 as follows:

Chair – Bob Miller  
Vice-Chair – Walt Haynes  
Secretary – Bill Seitz

Supervisor Muffo thanked Supervisor Spradlin for all he has done and accomplished in his four years of service as a member of the Board of Supervisors.

**Supervisor Biggs** thanked Supervisor Spradlin for serving as a member of the Board of Supervisors and serving as Chair for the last two years. The role of Chair is not an easy one and a lot of hard work is put forth.

**School Board** - At the December 4, 2007 School Board meeting discussion centered around the cost of the operation of the Old Blacksburg Middle School.

**Library Board** – At the December 12, 2007 Library Board meeting discussion included the upcoming FY 08-09 budget and concerns with state funding being cut.

**Solar Energy Tax Exemption** – Supervisor Biggs asked for an update on the request by a citizen for tax exemption for solar/energy saving upgrades to property. The County Administrator reported that staff has been surveying and collecting data from other localities. Even though several localities have a solar energy tax exemption ordinance, residents have not taken advantage of the program. Roanoke County and Albemarle County both reported they had 0% of use. Staff will continue to collect data and a report will be presented to the Board at their first meeting in January 2008.

Supervisor Marris expressed his appreciation with working with Supervisor Spradlin and stated he did an outstanding job as Chair of the Montgomery County Board of Supervisors.

Rezoning Request – Pine View United Methodist Church - Supervisor Marris asked the Board to consider action on the rezoning request by Pastor Peters if there were no objections.

**ORD-FY-08-19**  
**AN ORDINANCE AMENDING THE ZONING CLASSIFICATION**  
**OF APPROXIMATELY 0.358 ACRE IN THE RINER MAGISTERIAL DISTRICT**  
**LOCATED AT 2931 PEPPERS FERRY ROAD (SR 114)**  
**IDENTIFIED AS TAX MAP PARCEL NO. 64-A-140 (ACCT #070546)**  
**FROM AGRICULTURE (A-1) TO COMMUNITY BUSINESS (CB)**  
**PINE VIEW UNITED METHODIST CHURCH**

On a motion by Doug Marris, seconded by Mary W. Biggs and carried unanimously,

BE IT ORDAINED By the Board of Supervisors of Montgomery County, Virginia that it hereby finds that the proposed rezoning is in compliance with the Comprehensive Plan and meets the requirement for public necessity, convenience, general welfare and good zoning practice, and therefore the zoning classification of that certain tracts or parcels of land consisting of 0.358 acre of land is hereby amended and rezoned from the zoning classification of Agriculture (A-1) to Community Business (CB).

This action was commenced upon the application of Pine View UMC (Agent: Pastor Leroy A. Peters of Church of Jesus Christ Apostolic).

The property is located at 2931 Peppers Ferry Road (SR 114) and is identified as Tax Parcel No. 64-A-140 (Acct #070546) in the Riner Magisterial District. The property currently lies in an area designated as Village Expansion in the Comprehensive Plan.

This ordinance shall take effect upon adoption.

The vote on the foregoing ordinance was as follows:

<u>AYE</u>	<u>NAY</u>
John A. Muffo	None
James D. Politis	
Annette S. Perkins	
Mary W. Biggs	
Gary D. Creed	
Doug Marris	
Steve L. Spradlin	

**BOARD REPORTS' CONTINUED**

**Supervisor Politis** stated it has been a pleasure working with Supervisor Spradlin.

**Supervisor Creed** thanked Supervisor Spradlin for his service. With several issues/projects that need to be completed, he hopes that Supervisor Spradlin will stay involved.

**Supervisor Spradlin** thanked the Board members for all their comments. He thanked the citizens of Montgomery County for the opportunity to serve them as a member of the Board of Supervisors. The experience has been humbling and he has a new perspective as a Board member and citizen outlook. It has been a wonderful four years.

**ADJOURNMENT**

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously, the Board adjourned to Monday, January 14, 2008 at 6:00 p.m.

The vote on the forgoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Doug Marrs	None
John A. Muffo	
Mary W. Biggs	
James D. Politis	
Gary D. Creed	
Annette S. Perkins	
Steve L. Spradlin	

The meeting adjourned at 9:50 p.m.

APPROVED: _____	ATTESTED: _____
Steve L. Spradlin Chair, Board of Supervisors	B. Clayton Goodman, III County Administrator