Agenda
Board of Supervisors
Isle of Wight County
July 13, 2023

1. Call to Order (5:00 P.M.)
2. Approval of Agenda
3. Closed Meeting
4. Reconvene Open Meeting at 6:00 P.M.
5. Invocation - Vice-Chairman Joel Acree
6. Citizens' Comments
7. Consent Agenda
   A. Budget Amendment - DCJS Grant

      Resolution to Amend the Budget and Appropriate DCJS Grant Funds ($178,000)
   B. Budget Amendment - VATI

      Resolution to Amend the FY2023-24 Operating Budget and Appropriate Funds for Broadband Expansion ($318,750)
   C. AFID Performance Agreement

      Execution of an Amendment to an Agriculture and Forestry Industries Development Fund Performance Agreement with M&M Milling
   D. Vehicle Acquisition - Fire & Rescue

      Acquisition of a Replacement SUV for Fire & Rescue
   E. Minutes

      - May 4, 2023 Budget Work Session Minutes
      - May 11, 2023 Work Session Minutes

- May 18, 2023 Regular Meeting Minutes

8. Regional and Inter-Governmental Reports
    A. Regional Reports
9. Appointments
    A. Appointments List
10. Special Presentations / Appearances
    A. Curbside Refuse Collection
       Update on the Curbside Refuse Collection Transition
11. County Attorney's Report
12. Public Hearings
    A. ZA-4-22 Depaula Conditional Zoning Amendment
       Application ZA-4-22 of Corey D. Depaula, Property Owner, for an Amendment to Conditional Zoning to Amend the List of Permitted Uses to Limit the Uses to Only a Construction Yard on Vacant Located at 32424 Green Oaks Lane in the Conditional-General Commercial Zoning District
    B. Sale of County Property - James Street
       Authorize Execution of Documents for Sale of County Property Located Adjacent to 231 James Street, Smithfield, Virginia
13. County Administrator's Report
    A. Board of Supervisors' Retreat
       Discussion of Holding a Strategic Planning Retreat/Tour
    B. 2024 Legislative Priorities
       Consideration of Items for 2024 Legislative Priorities
    C. Matters for the Board's Information

14. Unfinished / Old Business

    A. Stormwater Billing for Homeowners' Associations

       Consideration of Stormwater Billing for Homeowners' Associations

15. New Business

    A. EXC-8-23 Highway Corridor Overlay District Exception for Air Station General

       Application of Air Station General, LC (EXC-8-23), Applicant, for an Exception to Sections 6-1010.A and 6-1010.B. of the Zoning Ordinance Pertaining to the Highway Corridor Overlay District Architectural and Design Guidelines for Non-Residential Uses

16. Adjournment

ISSUE:

Resolution to Amend the Budget and Appropriate DCJS Grant Funds ($178,000)

BACKGROUND:

The Virginia Department of Criminal Justice Services (DCJS) has awarded federal American Rescue Plan Act ("ARPA") funds in the amount of $178,000 to the County for law enforcement efforts to reduce violent crime and gun violence which has impacted communities since the pandemic.

BUDGETARY IMPACT:

The FY 2023-24 Grant Fund revenues and expenditures will increase by $178,000.

RECOMMENDATION:

Adopt a resolution to amend the budget and appropriate grant funds.

ATTACHMENTS:

Description	Type	Upload Date
Resolution	Resolution	6/22/2023

RESOLUTION TO AMEND THE FY 2023-24 GRANT FUND BUDGET AND APPROPRIATE ARPA LAW ENFORCEMENT EQUIPMENT GRANT PROGRAM FUNDS

WHEREAS, Isle of Wight County, Virginia has received a grant award from the Department of Criminal Justice Services for the ARPA Law Enforcement Equipment Grant Program in the amount of $178,000; and,

WHEREAS, the Board of Supervisors desires to amend the FY 2023-24 Grant Fund Budget in the amount of $178,000 from the Virginia Department of Criminal Justice Services for the ARPA Law Enforcement Equipment Grant Program; and,

WHEREAS, the Board of Supervisors needs to appropriate $178,000 to the FY 2023-2024 Grant Fund Budget for law enforcement efforts to reduce violent crime and gun violence in Isle of Wight County, Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Isle of Wight, Virginia, that the FY 2023-24 Grant Fund Budget is hereby amended, and funds appropriated in the amount of $178,000 for law enforcement efforts to reduce violent crime and gun violence.

BE IT FURTHER RESOLVED that the County Administrator of Isle of Wight County is authorized to make the appropriate accounting adjustments and to do all things necessary to give this resolution effect.

Adopted this 13th day of July 2023.

_____
William M. McCarty, Sr., Chairman

_____
Carey Mills Storm, Clerk

Approved as to form:

_____
Robert W. Jones Jr., County Attorney

ISSUE:

Resolution to Amend the FY2023-24 Operating Budget and Appropriate Funds for Broadband Expansion ($318,750)

BACKGROUND:

The Commonwealth of Virginia has previously approved VATI funding for the expansion of broadband in Isle of Wight County, Southampton County, and the City of Suffolk.

The County's has previously committed to provide $2,081,250 as its contribution to the Broadband project and needs an additional $318,750 in local funding to match the VATI funding.

Funding from a local contribution in the amount of $200,000 and $118,750 transferred to the Broadband project from unassigned general fund balance has been identified and needs to be budgeted and appropriated in the County's FY2023-24 budget.

BUDGETARY IMPACT:

Match funding for the VATI project will reduce the Unassigned Fund Balance by $118,750.

RECOMMENDATION:

Adopt a resolution to amend the budget and appropriate funding for broadband expansion.

ATTACHMENTS:

Description	Type	Upload Date
Resolution	Resolution	7/7/2023

RESOLUTION TO AMEND THE FY 2023-24 OPERATING BUDGET AND APPROPRIATE FUNDS FOR BROADBAND EXPANSION

WHEREAS, Commonwealth of Virginia has approved VATI funding for the expansion of broadband in Isle of Wight County, Southampton County, and the City of Suffolk; and,

WHEREAS, the County has committed to provide $2,081,250 as its contribution to the Broadband project and needs an additional $318,750 in local funding to match the VATI funding; and,

WHEREAS, funding from local contribution in the amount of $200,000 and $118,750 transferred to the Broadband project from unassigned general fund balance needs to be budgeted and appropriated in the County's FY2023-24 budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Isle of Wight County, Virginia, that the FY 2023-24 budget is hereby amended and funds appropriated in the amount of $318,750 to the Broadband project in the FY2023-24 budget.

BE IT FURTHER RESOLVED that the County Administrator of Isle of Wight County, Virginia is authorized to make the appropriate accounting adjustments and to do all things necessary to give this resolution effect.

Adopted this 13th day of July 2023.

_____
William M. McCarty, Sr., Chairman

_____
Carey Mills Storm, Clerk

Approved as to Form:

_____
Robert W. Jones Jr., County Attorney

ISSUE:

Execution of an Amendment to an Agriculture and Forestry Industries Development Fund Performance Agreement with M&M Milling

BACKGROUND:

The Governor's Agriculture and Forestry Industries Development (AFID) Fund is a discretionary, performance-based economic development incentive specifically for agriculture and forestry value-added or processing projects.

In 2019, the County, along with the Economic Development Authority, executed an AFID agreement with M&M Milling at Franklin, LLC based on agreed-upon employment and investment thresholds, as well as Virginia-grown product purchases, to be accomplished through September 30, 2022.

The company fell short of meeting its capital investment, employment and purchase goals during that time; however, a provision in the performance agreement allowed for a 15-month extension in order to avoid a full clawback of incentive funds by the Virginia Department of Agriculture. M&M Milling requested the extension, which was approved by the EDA and BOS in June and July 2022, respectively. The new performance date is December 31, 2023, and the company has since exceeded its purchase goal, but has not met its capital investment or employment goals.

Fortunately, in recognition of COVID-related impacts on businesses, the Virginia Secretary of Agriculture approved the option for additional grant extensions earlier this year. M&M Milling has suffered impacts from COVID and is eligible for this second, 15-month extension, which would extend the performance date to March 31, 2025.

At its Board of Directors' Meeting on June 13, 2023, the Economic Development Authority authorized the extension of the M&M Milling at Franklin, LLC Governor's Agriculture & Forestry Industries Development Fund Performance Agreement by fifteen (15) additional months, beginning January 1, 2024, per the new policy approved by Virginia's Secretary of Agriculture for pandemic-related challenges and recommended the Isle of Wight County Board of Supervisors take a similar action at its July 2023 regular meeting.

BUDGETARY IMPACT:

None.

RECOMMENDATION:

Authorize the extension of the Agricultural and Forestry Industries Development Grant Fund Agreement for M&M Milling at Franklin, LLC by fifteen (15) additional months.

ATTACHMENTS:

Description	Type	Upload Date
AFID Extension Request	Backup Material	7/5/2023
Correspondence from the State	Backup Material	7/5/2023
Updated Targets	Backup Material	7/5/2023

May 29, 2023

Christopher A. Morello, Director
Isle of Wight County Economic Development
17146 Monument Circle
Isle of Wight, VA 23397

Re: M&M Milling AFID Extension

Dear Mr. Morello,

In late 2019 M&M Milling at Franklin LLC established a toll processing facility specializing in grinding, blending and sizing of agricultural materials at the former Franklin Equipment property. Isle of Wight County was awarded a $50,000 Governor's Agriculture & Forestry Industries Development (AFID) Grant to support the project.

M&M Milling would like to request an additional 15-month extension to allow extra time meet the target goals. Although we have made progress on the grant targets, we will not meet the goals prior to the extended date of December 31, 2023. The reason for not meeting the goal is primarily due to COVID. We have not been able to increase our production or expand our line since demand drastically decreased. Our clients experienced some extreme hardship causing them to slow their production and need to material.

Our primary issue was not with the capital investment or locally sourced corn. Our primary issue has been the increased job creation. We had hopes to add an entirely new line with additional product but were unable to do so due to COVID and the decreased demand. We are continuing to explore new options and add new customers and product lines. Our hope is to bring on an additional product which will require additional labor.

Our capital investment since we started is over $2.3 million. Job creation to date is 5 new jobs and we have purchased $2,344,333/383,990 bushels of Virginia-grown products to date.

We look forward to working with you to complete this extension and meet our goals as we grow our company's location in Isle of Wight County.

Thank you,

Anne Thompson

Anne Thompson
Property Manager

cc: Kristi Sutphin, Economic Development Coordinator

COMMONWEALTH of VIRGINIA
Department of Agriculture and Consumer Services
PO Box 1163, Richmond, Virginia 23218
www.vdacs.virginia.gov

Joseph W. Guthrie
Commissioner

May 22, 2023

Dear Ms. Sutphin,

I am reaching out to you regarding the award of a Facility Grant through the Governor's Agriculture and Forestry Industries Development (AFID) Fund to assist your locality in locating a new or expanding value added processing facility to the Commonwealth. For your reference, I have attached a copy of the executed Performance Agreement that accompanied the award for **M & M Milling.**

Please review the details of this email, as there is a 90-day response period**.**

Once the initial Performance Date of **September 30, 2022,** passed, the attached Performance Agreement requires VDACS staff to review the reports and verification documentation provided by the Company to determine achievement of the Targets. Shortfalls in achievement will lead to a prorated repayment of the AFID award to be repaid by the Company and collected by the Locality within 30 days of being informed in writing of this finding. However, there have been several Policy changes to the AFID program that affect your locality's award:

1. A recent policy change to the AFID program allowed for late extension requests for grants with Performance Dates ending 04/01/2020 and later. The extension can be granted up to 15 months with a request from the AFID grantee to the locality and with written locality approval. You were approved for this extension which extended **M & M Milling's** performance date through **December 31, 2023.**

The Secretary's office recently approved the option for additional extensions. Based on **M & M Milling's** COVID-related challenges, they are eligible to select one of the two additional extensions explained below:

2. The Secretary's Office recognized the challenges that pandemic-related business closures placed on businesses in the Commonwealth. Therefore, the option for a COVID Emergency Extension was implemented for projects with Performance Dates ending 10/31/2020 and beyond. This grant is eligible for this second 15-month extension. This extension would extend the project's final Performance Date to **March 31, 2025**. This extension request needs to be requested by the company, approved by the locality, and sent to VDACS staff for approval.

3. To offer relief to projects later hurt by pandemic-induced challenges to the supply chain, the Secretary's Office created an additional opportunity for an extension of the Performance Date (up to 15 months, if no other extension is in place). This Supply Chain Performance Extension for impacted businesses is available to projects with at least three months of their Performance Period in 2022. Therefore, if the locality were to pursue this option, it could extend the Company's Performance Date to **March 31, 2025**. This extension request needs to be approved first by the locality, it will be reviewed by Agency staff, and then will require approval by the Commissioner of VDACS.

To ease the administrative burden of making these extension requests, the Locality may combine any combination of these extension requests into one written request if the grantee meets the criteria.

As a reminder, no project may have its Performance Date extended by more than 30 months.

The approval parameters are listed below, and your request needs to include the following:
You must explain how COVID-related shutdowns and disruptions have directly impacted the Company's planned achievement of the AFID Performance Targets and how the additional time will enable the company to reach its targets. Additionally, this request should include the following:

a) the progress of the Company in reaching its Performance Targets as agreed to in the Performance Agreement

b) the reasons for the Company not meeting its Performance Targets; (either due to COVID restrictions, Supply chain issues, or both)

c) an explanation as to how the additional time will enable the Company to reach its Performance Targets; and

d) which performance targets appear to be lacking and how the Performance Targets will be achieved.

The written request must also identify for which of the three extensions described above the grantee is applying.

We encourage you to review this opportunity and work with the Company to help them determine the best course of action. If the Locality chooses not to request an extension, VDACS will then move forward with scheduling the verification and close out of the grant to determine if there is a repayment. Please note, those grants with Subsequent Performance Periods will continue to require reporting through the Subsequent Performance Date.

Should the Locality choose to pursue an extension, the locality's written approval must be **sent within 90 days from the date of this letter to:**

Kimberly Robinson, AFID Compliance Coordinator
Virginia Department of Agriculture and Consumer Services (VDACS)
102 Governor Street
Richmond, Virginia 23219
Kimberly.Robinson@vdacs.virginia.gov

Please be mindful that extensions are only available to grantees who are in compliance with their annual progress reporting. Our records currently show **our office has not received your Year 3 Progress Report.**

We value your partnership in supporting Virginia's agriculture and forestry industry, for which the AFID Program is a valuable tool. Ensuring the proper administration of the program, both by the agency and our local government partners, is important to its success. Please don't hesitate to contact me with any questions or concerns you have.

Sincerely,

Kimberly Robinson

Kimberly Robinson
AFID Compliance Coordinator

Extension of AFID Performance Agreement with M&M Milling

Performance Criteria	Target	Status
Capital Investment	$2.35 million	52%
Job Creation	15 jobs	33% (5)
Purchase of Virginia-Grown Products (Corn)	$2.3 million or 575,000 bushels	Exceeded purchase value goal: $2,344,333 (383,990 bushels)

Data as of July 2023

ISSUE:

Acquisition of a Replacement SUV for Fire & Rescue

BACKGROUND:

The Fire & Rescue Division will be acquiring a 2023 Chevrolet Tahoe under the State Contract $43,141 as a replacement vehicle for departmental operations. The vehicle will be used for daily travel and for response to emergency calls for service during and after normal business hours.

BUDGETARY IMPACT:

Funding for the vehicle is included in the FY2023-24 Operating Budget.

RECOMMENDATION:

Authorize acquisition of a 2023 Chevrolet Tahoe for the Fire & Rescue Division.

ATTACHMENTS:

Description	Type	Upload Date
Contract Summary	Backup Material	7/5/2023
Vehicle Spreadsheet Data	Backup Material	7/6/2023

COMMONWEALTH OF VIRGINIA

DIVISION OF PURCHASES & SUPPLY (DPS) 1111 East Broad Street, Richmond, Virginia 23219

DEPARTMENT OF GENERAL SERVICES

Contract Number CTR005596
Formerly Contract E194-86962
Vehicle: SSV and PPV Tahoes

CONTRACT PERIOD	September 21, 2020 through September 20, 2025
CONTRACT TYPE	Mandatory Statewide
RENEWALS REMAINING	N/A
AUTHORIZED USERS	Commonwealth of Virginia state agencies, institutions of higher education & other public bodies as authorized and defined in the Code of Virginia §2.2-1110, 2.2-1120, and 2.2-4301
CONTRACTOR & eVA ID #	R.K. Chevrolet | SUP050086
CONTRACTOR(S) POINT OF CONTACT	Ken Stolle | Phone # 5 757-431-6584 kstolle@rkautogroup.net
ORDER CUT OFF DATE	TBD
PAYMENT TERMS	Net 30
DELIVERY	120 Calendar Days ARO
DPS CONTRACT OFFICER	Tracy Wrenn| Phone # 804-786-5410 Tracy.Wrenn@dgs.virginia.gov
COMMODITY CODE(S)	07180
LAST UPDATE & PURPOSE	March 1, 2023 Modification

INFORMATION:

1. Ordering Method: Unless otherwise instructed or exempted by DPS, all Authorized Users placing orders against this Contract must place purchase orders through eVA.

2. Purchase Order Information: All orders will be governed by this agreement and the terms and conditions contained in the separate agreement for participation in eVA executed by the contractor. Please follow the Punch Out Catalog Instructions provided for assistance with placing orders through eVA.

3. Punchout Catalog Purchase Order Information: Click Shop, Search Products→ (Type in search field) Vehicle DPS → Click the Cart to Globe button (blue button) → Shop for items as necessary

4. Ordering Entity Acceptance: Inspection and acceptance upon delivery and approval of Contractor's invoice is the responsibility of the Ordering Entity.

5. Authorized User Acceptance: Inspection and acceptance upon delivery and approval of Contractor's invoice is the responsibility of the receiving Authorized User.

This document is provided only as a summary of the Contract. A complete and official copy of the Contract and any associated changes are available on the eVA State Contracts webpage OR at the offices of the Division of Purchases and Supply. **Contract Summary: E194-86962**

OVERVIEW:

Fleet Numbers: All ordering entities are required to have a Fleet Number prior to placing a Vehicle order. If you do not have a Fleet Number, or are unsure if you have one, please contact the Dealer/Vendor directly. The Dealer can verify if you have an existing number and/or can provide you with the contact information to obtain a new one. Dealers cannot place your order with a Manufacturer until you have a Fleet Number.

For State Agencies Only: Prior to purchasing any motor vehicle, **all State Agencies** must submit a completed OFMS Form 1 to the DGS Office of Fleet Management (OFMS) for their approval, **(*Code of Virginia* 2.2-1176**). The OFMS Form 1 must be sent to the fax or email address listed on the form. **Once you have a fully approved OFMS Form 1**, please review the **eVA Ordering Instructions for Vehicles** Note: All purchase orders must be issued through eVA.

For Local Government, Political Subdivisions and Other Public Bodies: : *Prior to purchasing any motor vehicle from a DPS Vehicle Contract*, the ordering entity must be registered in eVA. To register and set up your entity's eVA account, go to the eVA Local Government site. **Once you are eVA registered**, please re*view the* **eVA Ordering Instructions for Vehicles** For eVA Training and other resources, go to: eVA Home Note: All purchase orders must be issued through eVA

For Private Institutions of Higher Education: Please review the following; Utilization of DPS Contracts by Private Institutions of Higher Education.

PRICING

See the attached document entitled "Pricing Schedule" for contract pricing.

Vehicle Configurator

DPS Contract #: **E194-86962** *Effective 9-20-20 through 9-19-25*
eVA Commodity: 4WD Chevrolet Tahoe, Police Pursuit Vehicle SSV
eVA Vendor: R. K. Chevrolet Inc
eVA Vendor ID#: C12226
NIGP Commodity Code: 07180

This form is NOT intended for ordering purposes. Please use this spreadsheet as a reference. a separate spreadsheet for more models with different configurations/options. Be sure to enter your order through the eVA PUNCHOUT CATALOG. Complete the yellow blocks only.

THIS SPREADSHEET IS SOLEY FOR REFERENCE/INTERNAL PURPOSES. PLEASE ENTER THE ORDER THROUGH THE eVA PUNCH OUT CATALOG

Contract Line Item #		Option / Order Code	UNIT PRICE	SSV 4WD ENTER QUANTITY IN YELLOW COLUMN ONLY.		PPV 2WD ENTER QUANTITY IN YELLOW COLUMN ONLY.		PPV 4WD ENTER QUANTITY IN YELLOW COLUMN ONLY.	
1	**2023, Chevrolet Tahoe SSV 4WD**	**CK10706&SW4**	**$ 40,938.00**		$ -		$ -		$ -
2	**2023, Chevrolet Tahoe PPV 2WD**	**CK10706&9C1**	$ 38,066.00		$ -		$ -		$ -
3	**2023, Chevrolet Tahoe PPV 4WD**	**CK10706&9C1**	**$ 41,909.00**	1	$ 41,909.00		$ -		$ -
2	**Additional Delivery Charges** -(**Note**: 50 Miles are included in the base price of each vehicle.) Only enter miles in excess of 50. The spreadsheet will auto calculate the mileage by the qty of vehicles ordered.	*N/A*	$ 1.80		$ -		$ -		$ -
	Optional Items				$ -				
A1	Wheels 20" x 9" painted aluminum with machine face and Argent Metallic Pockets	RD4	$ 800.00		$ -				
A2	Seats, Front Bucket, comes with Civilian Center Console(base vehicle comes with no console) (This option requires 1FL Safety Package)	A50	$ 395.00		$ -		$ -		$ -
A3	Remote Keyless Entry Package	AMF	$ 150.00		$ -		$ -		$ -
A4	Max Trailering Package(Includes zL6 Advanced Trailering Package and V03 Extra Capacity Cooling System	NHT	$ 350.00		$ -		$ -		$ -
A5	1FL Safety Package, includes UEU Forward Collision Alert, UHX Lane Keep Assist with Lane Departure Warning, UHY Automatic Emergency Braking, UKJ Front Pedestrian Braking and UE4 Following Distance Indicator	PQA	$ 350.00		$ -		$ -		$ -
A6	Recovery Hooks, 2 front frame-mounted, Black	V76	$ 50.00	1	$ 50.00		$ -		$ -
A7	Seat delete, second row	ATZ	$ (458.00)		$ -		$ -		$ -
A8	Floor Covering, color keyed carpeting	B30	$ 195.00		$ -		$ -		$ -
A9	Remote Start	BTV	$ 300.00		$ -		$ -		$ -
A10	Rear Camera Mirror	DRZ	$ 475.00		$ -		$ -		$ -
A11	Black bowtie emblems, front and rear	SFZ	$ 250.00		$ -		$ -		$ -
A12	Molded Splash Guards	VQK	$ 195.00		$ -		$ -		$ -
A13	Polished Exhaust Tip	VQZ	$ 135.00		$ -		$ -		$ -
A14	Cargo Security Shade	VRS	$ 260.00		$ -		$ -		$ -
A15	Vertical Cargo Net	W2D	$ 70.00		$ -		$ -		$ -
A16	Red and white LED auxiliary dome lamp is located on headliner between front row seats	6C7	$ 170.00	1	$ 170.00		$ -		$ -
A17	Wiring, grille lamps and siren speakers	6J3	$ 92.00	1	$ 92.00		$ -		$ -
A18	Wiring, horn and siren circuit	6J4	$ 55.00		$ -		$ -		$ -
A19	Flasher system, headlamp and taillamp, DRL compatible with control wire	6J7	$ 50.00	1	$ 50.00		$ -		$ -
A20	Switches, rear window inoperative	6N5	$ 57.00		$ -		$ -		$ -
A21	Door locks and handles, inside rear doors inoperative	6N6	$ 62.00		$ -		$ -		$ -
A22	Spotlamp, left-hand	7X3	$ 800.00		$ -		$ -		$ -
A23	Spotlamps, left- and right-hand	7X2	$ 1,340.00		$ -		$ -		$ -
A24	Headlamps, Daytime Running Lamps and automatic headlamp control delete	9G8	$ 50.00	1	$ 50.00		$ -		$ -
A25	Radio Suppression Package, with ground straps	UN9	$ 95.00	1	$ 95.00		$ -		$ -
A26	Theft-deterrent system content, disable, the alarm and horn become non-functional in an attempt of theft to the vehicle	UTQ	$ 50.00		$ -		$ -		$ -
A27	Wiring, auxiliary speaker. For upfitter connection to front door and windshield pillar speakers.	WX7	$ 60.00		$ -		$ -		$ -
	Paint Options								
P1	*Paint Color Option: Empire Beige Metallic*	GJW	$ -		$ -		$ -		$ -
P2	*Paint Color Option:* Summit White	GAZ	$ -		$ -		$ -		$ -
P3	*Paint Color Option:* Black	GBA	$ -		$ -		$ -		$ -
P4	*Paint Color Option: Midnight Blue Metallic*	GLU	$ -		$ -		$ -		$ -
P5	*Paint Color Option: Satin Steel Metallic*	G9K	$ -		$ -		$ -		$ -
P6	*Paint Color Option: Auburn Metallic*	G48	$ -		$ -		$ -		$ -
P7	*Paint Color Option: Vicotory Red*	TGK	$ 700.00		$ -		$ -		$ -
P8	*SEO PAINT OPTION: Switchblade Silver/Silver Ice Metallic*	9W5	$ 725.00	1	$ 725.00		$ -		$ -
	Total Cost for **each** Base Vehicle plus Mileage & Options			**1**	**$ 43,141.00**	**1**	**$ -**	**1**	**$ -**
	Column Totals for **All** Base Vehicle Plus Options				**$ 43,141.00**		**$ -**		**$ -**

Grand Total of all vehicles ordered on this spreadsheet: **$ 43,141.00**

Enter Other Information or Instructions in Yellow Block to the Right

Note: Entities may not order anything other than what's stated above. Buyers must choose a color choice above - do not enter it here.

Use this spread sheet to configure your vehicle(s). You will need to use a separate column for each model type you are ordering. Use a separate spreadsheet for each model type.

Punchout Catalog Ordering Guide

ISSUE:

- May 4, 2023 Budget Work Session Minutes
- May 11, 2023 Work Session Minutes
- May 18, 2023 Regular Meeting Minutes

BACKGROUND:

The above-noted minutes are offered for review and adoption by the Board.

BUDGETARY IMPACT:

None

RECOMMENDATION:

Adopt the following sets of minutes:

- May 4, 2023 Budget Work Session Minutes
- May 11, 2023 Work Session Minutes
- May 18, 2023 Regular Meeting Minutes

ATTACHMENTS:

Description	Type	Upload Date
May 4, 2023 Work Session Minutes	Backup Material	6/29/2023
May 11, 2023 Budget Meeting Minutes	Backup Material	7/6/2023
May 18, 2023 Regular Meeting Minutes	Cover Memo	7/6/2023

ACTION LIST
BOARD OF SUPERVISORS
JUNE 1, 2023

1. *Approval of Agenda*

On motion of Supervisor Rosie, the agenda as amended to include an Item (C), *Lease Agreement with Camp Community College*, under the County Administrator's report was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

2. *Public Hearing*

Ordinance to Set the Tax Rate

Supervisor Grice motioned to adopt the Ordinance to Set the Tax Rates with $.71 for Real Estate and increase the Machinery & Tools tax rate to $1.95 with all other taxes remaining flat. The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

Assignment: Jones

3. *County Administrator's Report*

A. *Stormwater Billing for Homeowners' Associations*: No action taken.

B. *Ordinance Amendments to the Isle of Wight Code of Ordinances*

Following an overview of the County's current Ordinance regarding the discharging of firearms, Chairman Mccarty requested information related to who will be inspecting berms, how are they inspected and how are they kept up with. Someone can shoot high-powered rifles, however, a DJ at an event can be shut down due to the noise level. He requested the Board members to contact the County Attorney with their comments and questions and that, in the meantime, the County Attorney continue his research.

C. *Isle of Wight County Zoning Ordinance Pertaining to the Restrictions on Recreational Vehicles*

County Attorney Jones identified the current prohibited uses followed by current residential use types. Vice-Chairman Acree questioned the definition of a recreational vehicles and tiny homes. He further inquired how the Ordinance can be policed in a manner that the Board believes is fair and safe. Responsive to Chairman McCarty's statement that recreational vehicles sitting in driveways for long periods of time are in violation, County Attorney Jones stated that the act of visiting is not determined as a residence, but at what point it stops being temporary and become permanent needs to be defined. He advised there is no prohibition of a homeowner camping with tents on their property, but running a campground without the necessary permits is. Short-term and temporary needs to be defined. County Attorney Jones offered to provide the Board with the definitions of RVs and mobile homes and how tiny homes are classified. In the meantime, Board members should contact the County Attorney with any comments/questions.

D. Energy Task Force

Vice-Chairman Acree moved to appoint Doddy to serve as the Town of Smithfield representative on the Energy Task Force. The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

Assignment: Storm

E. WaWa at 2:00 p.m. on Monday.

F. Supervisor Grice moved that County Attorney Jones be directed to send some form of notice of termination of the lease agreement with Camp Community College, _____ next June.
The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

Assignment: Storm

WORK SESSION MEETING OF THE ISLE OF WIGHT COUNTY BOARD OF SUPERVISORS HELD IN THE ROBERT C. CLAUD, SR. BOARD ROOM OF THE ISLE OF WIGHT COUNTY COURTHOUSE LOCATED AT 17090 MONUMENT CIRCLE, ISLE OF WIGHT, VIRGINIA ON THURSDAY, THE ELEVENTH DAY OF MAY IN THE YEAR TWO THOUSAND AND TWENTY-THREE AT SIX O'CLOCK P.M.

BOARD MEMBERS PRESENT:
William M. McCarty, Chair - District 2
Joel C. Acree, Vice Chair - District 4
Richard L. Grice - District 1
Don G. Rosie, II - District 5
Rudolph Jefferson - District 3

STAFF MEMBERS PRESENT:
Randy R. Keaton, County Administrator
Donald T. Robertson, Assistant County Administrator
Robert W. Jones, Jr., County Attorney
Amber Johnson, Deputy Clerk
Stephanie Humphries, Budget & Finance Director
Teresa Morgan, Comptroller
Marina Hitchings, Financial Analyst
Michelle Clark, Human Resources Director
Linda Tuck, Human Resources Coordinator
Gerald Gwaltney, Commissioner of Revenue
Meagan Doggett, Chief Deputy Commissioner of Revenue

CALL TO ORDER

The Chair called the meeting to order at 6:00 p.m.

APPROVAL OF AGENDA

Supervisor Jefferson motioned to approve the agenda as presented. The motion was unanimously adopted (5-0).

INVOCATION

Don Robertson gave the invocation and led the Pledge of Allegiance.

DRAFT

COUNTY ADMINISTRATOR'S REPORT

A. *Proposed Sick Leave Bank Policy* - Michelle Clark explained proposed changes to Article XIII – Section 13.0 – Leave Donation. These changes will be on the May 18 agenda for action.

B. Proposed Operating & Capital Budgets for FY 2023 – 24 and related ordinances.

There was much discussion regarding the proposed budget, proposed tax rate, and the reassessment.

Supervisor Grice motioned to approve an Ordinance approving the county operating and capital budgets and appropriating funds for expenditures contemplated during the Fiscal Year beginning July 1, 2023, and ending June 30, 2024, and regulating the payment of money out of the County Treasury. The motion was unanimously adopted (5-0).

AN ORDINANCE APPROVING THE COUNTY OPERATING AND CAPITAL BUDGET AND APPROPRIATING FUNDS FOR EXPENDITURES CONTEMPLATED DURING THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024, AND REGULATING THE PAYMENT OF MONEY OUT OF THE COUNTY TREASURY

BE IT AND IT IS HEREBY ORDAINED by the Board of Supervisors of Isle of Wight County, Virginia, to-wit:

Section 1: Except as provided in Section 2 of this Ordinance, the County of Isle of Wight, Virginia, Proposed Annual Operating and Capital Budget, Fiscal Year 2023-2024 dated April 1, 2023, along with the associated Uniform Fee Schedule attached hereto as Exhibit A (hereinafter referred to as the "County Budget"), and submitted by the County Administrator, as amended by the Isle of Wight County Board of Supervisors, is approved as the County Budget for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Section 2: The County Budget shall be subject to transfers authorized by law and to such further amendments by ordinance, pursuant to Section 15.2-2507 of the Code of Virginia (1950, as amended), as the Board of Supervisors may deem appropriate.
Section 3: The amount named in the County Budget, as amended, for County operations for the fiscal year beginning July 1, 2023, and ending June 30, 2024, in the following fund amounts are hereby appropriated from the revenues of the County for use by the various funds of the County Government referenced in said budget for the said fiscal year. Any appropriation to a specific fund but identified as a revenue source in another fund is specifically designated and restricted for accounting and transfer purposes only and not for any other expenditure from the source fund.

Fund	2023-2024
General Fund	$95,536,114
Debt Service Fund	$948,240
Capital Projects Fund	$7,689,445
Grants Fund	$569,288
911 Fund	$2,903,474
County Fair Fund	$501,095
Social Services Fund	$5,323,925
Children's Services Act Fund	$528,791
Technology Services Fund	$1,739,239
Risk Management Fund	$906,679
Public Utility Fund	$13,396,868
Stormwater Fund	$1,487,500
Economic Development Authority	$4,153,386
Total County Funds Budget	**$135,684,044**

Section 4: Except as it may be amended from time to time in accordance with applicable law by the Isle of Wight County Board of Supervisors, at the request of the Isle of Wight County School Board, the Isle of Wight County School Operating and Capital Budget, Fiscal Year 2023-2024, dated March 22, 2023, and submitted to the Isle of Wight County Administrator by the School Superintendent for consideration by the Isle of Wight County Board of Supervisors, is approved, as amended, as the annual budget for educational purposes for the Fiscal Year beginning July 1, 2023 and ending June 30, 2024.

Section 5: Pursuant to Section 22.1-94 of the Code of Virginia, the following classification appropriations are hereby made for Isle of Wight County Public Schools ("Public Schools") for the fiscal year beginning July 1, 2023, and ending June 30, 2024:

Educational Classifications	2023-2024
Instruction	$63,813,552
Administration, Attendance and Health	$3,936,316
Pupil Transportation	$5,032,663
Operation and Maintenance	$8,065,724
Technology	$4,134,859
School Food Services	$2,574,964
Facilities	$441,779
Debt and Fund Transfers	$446,977
Contingency Reserves	0
Total Public Schools Budget	**$88,446,834**

Section 6: All payments from funds shall be made in accordance with general law and applicable ordinances and resolutions of the County, except as otherwise specifically provided herein; provided, however, that payments from the funds appropriated for the support, maintenance and operation of the Public Schools of the County shall be made

DRAFT

by the County Treasurer upon warrants drawn by the proper officer or officers of the School Board of the County; and provided further that payments from the funds appropriated for expenditures of the Department of Social Services shall be made by the County Treasurer upon presentation of warrants drawn by the Social Services Director and approved by the Isle of Wight County Board of Social Services.

Section 7: The Board of Supervisors hereby authorizes the issuance and sale of the County's revenue anticipation note or notes (the "Note" or "Notes"), pursuant to Section 15.2-2629 of the Code of Virginia (1950, as amended) (the "Virginia Code"), in the aggregate principal amount of up to $25,000,000 in anticipation of the collection of the taxes and revenues of the County for the fiscal year ending June 30, 2024. If either the County Administrator or County Treasurer deems that the cash flow needs and the financial condition of the County warrant the issuance of a Note or Notes, the County Administrator or the County Treasurer (each hereinafter referred to as the "County Representative") is authorized and directed to accept a proposal or proposals for the purchase of the Note or Notes and to approve the terms of the Note or Notes, provided that the aggregate principal amount of the Notes shall not exceed $25,000,000, none of the Notes shall mature later than June 30, 2024, and no interest rate on any of the Notes shall exceed 7%. The County Representative and the Clerk of the Board of Supervisors (the "Clerk") are hereby authorized and directed to execute an appropriate negotiable Note or Notes and to affix the seal of the County thereto and such County Representative is authorized and directed to deliver the Note or Notes to the purchaser thereof. The County Representative, and such officers and agents of the County as the County Representative may designate, are hereby authorized and directed to take such further action as they deem necessary regarding the issuance and sale of the Note or Notes and all actions taken by such officers and agents in connection with the issuance and sale of the Note or Notes are ratified and confirmed.

Section 8: The Board of Supervisors hereby authorizes the lease financing of various County vehicles and equipment essential to the performance of governmental functions as provided for in the adopted Fiscal Year 2023-2024 County Budget. The funds made available under the lease will be deposited with a banking institution pursuant to an Escrow Agreement following procurement of a financial institution in accordance with the Virginia Public Procurement Act. The County Administrator is authorized to execute the lease agreement and financing documents on behalf of the County and the County Clerk shall affix the official seal of the County to the Financing Documents and attest the same.

Section 9: The amounts appropriated by this Ordinance shall be expended for the purpose of operating the County government during the 2023-2024 Fiscal Year; and, with the exception of the items the payment of which is fixed by law, shall be expended in such proportions as may be authorized by the County Administrator from time to time.

Section10: All outstanding encumbrances, by contract or fully executed purchase order, as of June 30 of the fiscal year, shall be offset by an equal amount of assigned Fund

DRAFT

Balance for expenditure in the subsequent fiscal year; provided, however, that if performance of a contract or purchase order has been substantially completed, an expenditure and estimated liability shall be recorded in lieu of an encumbrance.

Section 11: All restricted, committed or assigned fund balance project or program balances standing on the books of the County at the close of business for the fiscal year ending June 30, 2023 in the amount of $50,000,000 or less that have not been expended or lawfully obligated or encumbered are hereby reappropriated to be used to fund the purposes, programs, or projects for which the funds were appropriated.

Section 12: The payment and settlement, made during the 2023-2024 Fiscal Year, of any claim of any kind against the County; and final judgments, with interest and costs, obtained against the County during the 2022-2023 Fiscal Year, shall be paid upon the certification of the County Attorney and the order of the County Administrator from funds appropriated to the Risk Management Fund; or from the funds appropriated for the expenditures of the Fund involved in the subject matter of the claim or judgment; or from the General Fund; as the County Administrator shall find necessary.

Section 13: Except as otherwise specifically required by law or approved by the Board of Supervisors by resolution, any salary or wage expenditure, and any expenditure of any kind or description having the effect of a salary or wage payment, shall be made only for a position, the description of which is identified in the County Pay and Compensation Plan or which has received prior approval of the Board of Supervisors. Any other expenditure shall be calculated to result in total expenditures within the Fund stated in the County Budget, except that transfers of unexpended and unencumbered balances or portions thereof, initiated by a department director and approved by the County Administrator, are permitted within Funds. The proper officer or officers of the Public Schools may make transfers within Classifications as prescribed by policy set by the Isle of Wight County School Board.

Section 14: The County Administrator is authorized and directed to do all lawful things necessary to implement and administer the County Budget for Fiscal Year 2023-2024.

Section 15: All ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance, to the extent of such conflict, are repealed.

Section 16: This Ordinance shall be in effect on and after July 1, 2023, and it shall be published

C. *FY2024 – 33 Capital Improvements Program*

Supervisor McCarty motioned to approve the following Resolution adopting the FY2024-33 Capital Improvements Program. The motion was unanimously adopted (5-0).

A RESOLUTION TO ADOPT THE

FY 2024-2033 CAPITAL IMPROVEMENTS PROGRAM

WHEREAS, for planning purposes, capital improvement projects have been identified and listed for consideration along with their respective costs in the FY2024-2033 Capital Improvements Program; and,

WHEREAS, the Board of Supervisors deems it appropriate to adopt a capital improvements program in accordance with the Code of Virginia.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Isle of Wight, Virginia adopts the FY2024-2033 Capital Improvements Program.

D. *Classification and Compensation Plan for Fiscal Year 2023-24*

Supervisor McCarty motioned to approve the following Resolution to approve the Position Classification and Compensation Plan for Fiscal Year 2023-24. The motion was unanimously adopted (5-0).

RESOLUTION TO APPROVE THE POSITION CLASSIFICATION AND COMPENSATION PLAN FOR FISCAL YEAR 2023-2024

WHEREAS, the Board of Supervisors has approved the FY 2023-2024 Annual Operating Budget; and,

WHEREAS, in accordance with County Policy (Chapter 1: Personnel, Article II, Position Classification Plan and Article III, Compensation Plan), the Position Classification and Compensation Plan containing the Salary Schedule and Schematic List of Classes assigned to Salary Grades has been prepared as referenced in the attached exhibit in accordance with the Approved FY 2023-2024 Annual Operating Budget.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Isle of Wight, Virginia that the FY2023-2024 Position Classification and Compensation Plan is adopted and shall remain in effect until amended by the Board.

The Chair adjourned the meeting at 8:40 p.m.

DRAFT

REGULAR MEETING OF THE ISLE OF WIGHT COUNTY BOARD OF SUPERVISORS HELD IN THE ROBERT C. CLAUD, SR. BOARD ROOM OF THE ISLE OF WIGHT COUNTY COURTHOUSE LOCATED AT 17090 MONUMENT CIRCLE, ISLE OF WIGHT, VIRGINIA ON THURSDAY, THE EIGHTEENTH DAY OF MAY IN THE YEAR TWO THOUSAND AND TWENTY-THREE

BOARD MEMBERS PRESENT:
William M. McCarty, District 2, Chairman
Joel C. Acree, District 4, Vice-Chairman
Richard L. Grice, District 1
Don G. Rosie, II, District 5
Rudolph Jefferson, District 3

STAFF MEMBERS PRESENT:
Randy R. Keaton, County Administrator
Donald T. Robertson, Assistant County Administrator
Robert W. Jones, Jr., County Attorney
Carey Mills Storm, Clerk

CALL TO ORDER

Chairman McCarty called the regular meeting to order at 5:00 p.m.

APPROVAL OF AGENDA

Supervisor Jefferson moved to approve the agenda as presented. The motion was adopted unanimously (5-0).

CLOSED MEETING

County Attorney Jones requested a closed meeting pursuant to Section 2.2-3711(A) of the Code of Virginia on the following: Consultation with legal counsel employed by the Board regarding specific legal matters requiring the provision of legal advice by such counsel, namely negotiations of siting agreements applicable to solar projects, and recent FOIA rulings from Supreme Court, pursuant to subsection 8; a discussion regarding the appointment of specific appointees to County boards, committee or authorities as set forth in the agenda, pursuant to subsection 1; and,

consultation with legal counsel regarding actual or probable litigation regarding Building Inspections, Chesapeake Bay Preservation Area, Zoning Violations, and Drainage Outfalls, where such consultation would adversely affect the negotiating or litigation posture of this public body pursuant to subsection 7.

Supervisor Jefferson moved to enter the closed meeting for the reasons stated by County Attorney Jones. The motion was unanimously adopted (5-0).

Upon motion of Supervisor Jefferson and all voting in favor (5-0), the Board reconvened into open meeting.

County Attorney Jones reminded the Board that in accordance with Section 2-10(G) of the Board's Rules & Procedure, all those who participated in the closed meeting are reminded that all matters discussed in closed meeting are to remain confidential, as provided under the Virginia Freedom of Information Act, and that such matters as were discussed in closed meeting should not be acted upon or discussed in public by any participant unless and until a public, formal action of the Board of Supervisors is taken on that particular subject matter.

Upon motion of Vice-Chairman Acree and all voting in favor (5-0), the following Resolution was adopted:

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Board of Supervisors 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 2.2-3712(D) of the Code of Virginia requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors 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 convening the closed

meeting were heard, discussed or considered by the Board of Supervisors.

VOTE

AYES: Acree, Grice, Jefferson, McCarty. Rosie

NAYS: 0

ABSENT DURING VOTE: 0

ABSENT DURING MEETING: 0

INVOCATION

Reverend Spratley of Pulaski Baptist Church in Carrsville delivered the invocation and led the Pledge of Allegiance to the flag.

CITIZENS' COMMENTS

Chris Cavallo of Virginia Beach presented ideas to make the Smithfield Farmer's Market more successful.

Herb DeGroft of Mill Swamp Road suggested that Hardy Elementary and Westside Elementary schools be renovated and utilized as living quarters by senior citizens. He further suggested that Supervisor Grice be appointed to serve on a Senior Living Complex Task Force.

CONSENT AGENDA

On motion of Vice-Chairman Acree, the Consent Agenda, as presented and follows, was adopted unanimously (5-0):

A. Resolution to Amend the FY2022-2023 Operating Budget and Appropriate Funding from Virginia Tourism Corporation ($5,000)

B. Resolution to Amend the FY2022-2023 Operating Budget and Appropriate Funding from Virginia Tourism Corporation ($20,000)

C. Resolution to Amend the FY2022-2023 Operating Budget for the Assistance to Firefighters Grant ($959,020) to purchase self-contained breathing apparatus for the County's Fire Departmentsh

D. Resolution to Amend the FY2022-2023 Operating Budget and Appropriate Funding from the Unspent Committed Fund Balance to the General Fund Budget ($70,326) to facilitate ecommerce in the Inspections Department

E. Resolution to Adopt Revisions to the County Policy Manual

F. Memorandum of Agreement with the Isle of Wight Bicycling Volunteers

G. Resolution to Establish a Proposed Sick Leave Bank Policy

H. Resolution to Adopt a Multimodal Transportation Safety Goal of Vision Zero

I. 2022 Wetlands Board Annual Report

J. Minutes

. March 16, 2023 Regular Meeting Minutes
. April 20, 2023 Regular Meeting Minutes

REGIONAL AND INTER-GOVERNMENTAL REPORTS

Vice-Chairman Acree reported on the most recent Southern Isle of Wight Citizens' Association well attended meeting held last evening (Wednesday, May 17, 2023). He applauded those in attendance for being polite.

Vice-Chairman Acree reported on items discussed at the most recent meeting of the Hampton Roads Planning District Commission regarding the location of water level sensors along Route 17 at the James River Bridge at King's Cove Way, Route 460, in Smithfield and at the Blackwater River in Franklin. He directed those

interested in obtaining flood insurance to the getfloodfluent.org website. Further discussed was a lack of affordable housing in the region.

Chairman McCarty advised that members of the HRTPO received a report advising that a model of the tunnel boring machine is located in the lobby of the HRTPO and HRPDC. He further advised that construction of the boring of the Hampton Roads bridge tunnels has begun.

APPOINTMENTS

Supervisor Rosie moved that Robert Elely, III be recommended to the Circuit Court Judge for a one-year term on the Equalization Board representing District 5. The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

Supervisor Rosie moved that Jessica York be appointed to serve on the Commission on Aging representing District 5. The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

SPECIAL PRESENTATIONS

County Administrator Keaton presented a Resolution to Designate May 21-27, 2023 as Emergency Medical Services Week.

On motion of Supervisor Jefferson, the following Resolution was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion:

RESOLUTION TO DESIGNATE
THE WEEK OF MAY 21 - 27, 2023 AS
EMERGENCY MEDICAL SERVICES WEEK

WHEREAS, Emergency Medical Services (EMS) Week was originally authorized by President Gerald Ford on November 4, 1974; and,

WHEREAS, emergency medical services (EMS) are a vital public service; and,

WHEREAS, the members of EMS teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and,

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and,

WHEREAS, EMS has grown to fill a gap by providing important, out of hospital care, including preventative medicine, follow-up care, and access to telemedicine; and,

WHEREAS, the EMS system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public, and other out of hospital medical care providers; and,

WHEREAS, the members of EMS teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Isle of Wight, Virginia recognize the value and the accomplishments of EMS providers and hereby designate the week of May 21-27, 2023 as Emergency Medical Services Week.

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Danny Byrum, County Fair Committee Chairman, provided an update from the Spring events at the Fairgrounds and preparations for the upcoming County Fair.

COUNTY ATTORNEY'S REPORT

County Attorney Jones advised that the following matters will be presented for the Board's consideration at its June 1, 2023 work session: A proposed code enforcement revision, short-term rental ordinance, firearms issues, and use of recreational vehicles (occupancy).

PUBLIC HEARINGS

A. Prairie Solar, LLC Conditional Use Permit Application and Agricultural & Forestal District Withdrawal Request (Longview A/F District) Application of Prairie Solar, LLC, a Subsidiary of Energix, US, Applicant, and Everets Properties, Inc., Property Owner, for a Conditional Use Permit to Establish a Major Utility Service, Specifically a 20 MW Utility-Scale Solar Facility, on 152 Acres Located at 19604 Longview Drive in the Rural Agricultural Conservation (RAC) Zoning District and a Request for Withdrawal of Approximately 103 Acres of Land Owned by Everets Properties, Inc., from the Longview Agricultural/Forestal District.

Jeryl Phillips, Assistant Director of Planning & Zoning, provided an overview of the application.

Chairman McCarty opened the public hearing and called for comments from those in favor of or in opposition to the proposed application.

Alexis Ondash, Energix US, provided an overview of the project, to include landscape and vegetation and the view at the access road.

Chris Cavallo of Virginia Beach spoke against the application stating that the panels being used are already ten years old; the lithium substations located in the water are dangerous; and, that DEQ has not yet developed its updated list of the local current watersheds for the master plan.

Laura Fletcher of Great Spring Road cautioned that places similar to the County are prime candidates for abuse. She concurred with the proposed limitation limiting a certain percentage to solar development in the County. She expressed concerns with wildlife being affected from solar farms and concluded her remarks by thanking the Board for the improvements to the Fairgrounds.

David Tucker of District 3 provided a PowerPoint presentation citing various concerns with the solar farm application.

Alexander Rose of Everetts Road, representing Everetts Properties, Inc., appearing in support of the application remarked that her family has invested in the County

for many years and looks forward to any projects their land might be used for in the future.

Rusty Rose, Vice President, Everetts Properties, Inc., addressed the Board stating that the land under discussion tonight has been in his family for over 100 years and in an effort to retain it in his family for as long as possible, they are considering new opportunities that it can be utilized since the sawmill shut down in 2007 due to economic reasons.

Chairman McCarty closed the public hearing and advised that the Board has been provided with a packet of information which the applicant has not yet had an opportunity to review. A short recess followed to allow the applicant time to review such information.

Alexis Ondash, Energix, USA, clarified for the record responsive to Mr. Tucker's comments above advised that soil testing would be done prior to construction and every five years; that this land is being leased and is 100% private investment; that solar energy is the cheapest source of available energy; that the headquarters for Energix, US is located in Arlington, Virginia with the parent company being located in Israel; that there are currently seventy employees with over $550,000,000 in American infrastructure; that the panels are the newest technology; and, that farming will continue on the land. She confirmed that most of the equipment will be procured from Ohio and concluded with advising that the picture taken by Mr. Tucker of the Hickory site is located 1,000 feet from the road on a private drive.

There was general discussion by the Board and Supervisor Grice inquired if Energix, US would be agreeable to signing a written statement confirming that the panels would be made and purchased in America.

Domenica Sink, Senior Director of Product Development, responded that Energix, US would be amenable with providing a written statement that the panels would be made and purchased in American; when, consumers could anticipate a reduction in their electric bills; the level of noise produced; the storage of energy on the property; age of technology being utilized; recycling of panels; and, battery storage on the property.

County Administrator Keaton referred to an incorrect statement made that 7.87% of the total County land, which represents a total of 25 square miles, would be under solar by 2026. He clarified that the Board has discussed 2% of the prime farmland which represents 2,200 acres of land.

Ms. Ring advised that the total number of panels that would be in the project areas consisting of the seven solar projects that are either approved or currently under consideration represents 2,619 acres.

On motion of Vice-Chairman Acree, the application was tabled to the Board's June regular meeting. In the meantime, staff is to research answers to questions posed tonight and other information that was provided. The motion was adopted unanimously (5-0):

//

County Administrator Keaton presented a Resolution to Amend the Budget and Appropriate Funding for Construction Related to the Hardy Elementary School ($2,299,358) associated to the water pump station for the Board's consideration.

Chairman McCarty opened the public hearing and called for comments in favor of or in opposition to the proposed resolution.

No one appeared and spoke.

Chairman McCarty closed the public hearing and called for comments from the Board.

On motion of Vice-Chairman Acree, the following Resolution was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion:

RESOLUTION TO AMEND THE FY2022-2023 BUDGET
AND APPROPRIATE FUNDING
FOR HARDY ELEMENTARY SCHOOL CONSTRUCTION

WHEREAS**,** the Hardy Elementary School water pump station must be replaced to in order to serve the new Hardy Elementary School; and,

WHEREAS, other unforeseen expenses have been identified that will be required outside of the current contract for construction of the new Hardy Elementary School; and,

WHEREAS, the Board of Supervisors needs to budget and appropriate funding in the amount of $764,848 from bond funds, $1,441,091 from voluntary proffer funds, $36,220 from an Isle of Wight County Schools contribution, and $57,199 from a contractor's contribution for costs related to the Hardy Elementary School construction.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors of Isle of Wight County, Virginia that the FY 2022-2023 Capital Fund Budget is hereby amended, and funds appropriated in the amount of $2,299,358 for Hardy Elementary School construction.

BE IT FURTHER RESOLVED that the County Administrator of Isle of Wight County, Virginia is authorized to make the appropriate accounting adjustments and to do all things necessary to give this resolution effect.

COUNTY ADMINISTRATOR'S REPORT

County Administrator Keaton advised that Sheriff Clarke was unable to be present tonight and the issue of True Blue School Zone speed enforcement was tabled to the Board's June 15, 2023 regular meeting.

Vice-Chairman Acree advised that he will be unable to attend the 2023 VACo regional meeting on the 28th due to a conflict with his calendar. Chairman McCarty offered to attend on his behalf and asked that any Board member interested in attending the meeting to advise County Administrator Keaton.

UNFINISHED/OLD BUSINESS

Ms. Ring reviewed proposed changes to the Solar Energy Facility Ordinance related to the effect of distance on noise levels; the impact to nearby property values and

whether the County's emergency services personnel has received any training on solar facility emergency management.

Vice-Chairman Acree recommended that the County be offered an amount equal to the industry standard for training.

Supervisor Grice recommended that the expertise of the Volunteer Fire and Rescue Association be used for general training at the solar sites.

Supervisor Grice moved that the following Ordinance be adopted:

AN ORDINANCE
TO AMEND AND REENACT SECTION 2-1002 (DEFINITIONS) AND SECTION 5-5003.M.4 (UTILITY SCALE SOLAR ENERGY FACILITIES) OF APPENDIX B (ZONING) OF THE CODE OF THE COUNTY OF ISLE OF WIGHT, VIRGINIA

WHEREAS, the Board of Supervisors of Isle of Wight County, Virginia, has the legislative authority to make reasonable changes to the ordinances that govern the orderly growth and development of Isle of Wight County; and

WHEREAS, the Isle of Wight County Board of Supervisors is also concerned about the compatibility of uses on public and private lands within Isle of Wight County and seeks to allow flexibility in the administration of the ordinance regulations while protecting the health, safety, and general welfare of present and future residents and businesses of the County.

NOW, THEREFORE, BE IT ORDAINED by the Isle of Wight County Board of Supervisors that Section 5-5003.B (Cemetery) of Appendix B (Zoning) of the Isle of Wight County Code be amended and reenacted as follows:

Sec. 2-1002. Definitions.

When used in this ordinance the following terms shall have a meaning as ascribed herein:

Abutting.\ Having a common border with, or being separated from such common border by right-of-way, alley or easement.

Access, pedestrian.\ The right to cross between public and private property, allowing pedestrians to enter and leave property.

Access, vehicular.\ A means of vehicular approach or entry to or exit from property, from a street or highway.

Accessory building.\ A subordinate building customarily incidental to and located upon the same lot occupied by the principal building. When an accessory building is attached to the principal building in a substantial manner, as by a wall or roof, such accessory building shall be considered a part of the principal building. An accessory building is no longer considered subordinate if it exceeds the size of the principal building.

Accessory use.\ A use customarily incidental and subordinate to, and on the same lot as a principal use.

Administrator.\ See "zoning administrator."

Alley.\ A right-of-way that provides secondary service access for vehicles to the side or rear of abutting properties.

Alteration.\ Any change or rearrangement of supporting members of an existing building, such as bearing walls, columns, beams, girders or interior partitions, as well as any change in doors or windows or any enlargement to or diminution of a building or structure, whether horizontally or vertically, or moving of a building or structure from one (1) location to another.

Alternate discharge sewage system.\ Any device or system which results in a point source surface discharge of treated sewage with flows less than or equal to one thousand (1,000) gallons per day on a yearly average. These systems are regulated by the Virginia Department of Health and under a general Virginia Pollution Discharge Elimination System (VPDES) permit issued by the Virginia Department of Environmental Quality (DEQ).

Amend or amendment.\Any repeal, modification or addition to a regulation; any new regulation; any change in the number, shape, boundary or area of a zone or zoning district; or any repeal or abolition of any map, part thereof or addition thereto.

Amenity space.\ Space devoted to such uses as uncovered open space for public enjoyment consisting of such things as, but not limited to: Green areas, gardens, malls, plazas, walks, pathways, promenades, arcades, lawns, fountains, decorative plantings, passive or active recreational areas. Such space shall not

include parking or maneuvering areas for vehicles. Area devoted to this purpose shall be easily and readily accessible to the public or residents of the development. In areas where pedestrian walkways are shown on an approved and adopted master plan such area within the percentage required for amenity space as is necessary shall be devoted to the provision of pedestrian walkways or paths for general public use.

Anchor store.\ A store that acts as the major retailer and brings in the majority of business within a shopping center, mall or similar commercial complex.

Antenna.\ A device in which the surface is used to capture an incoming and/or transmit an outgoing radio-frequency signal. Antennas shall include the following types:

1. Omnidirectional (or "whip") antenna. An antenna that receives and transmits signals in a 360-degree pattern.
2. Directional (or "panel") antenna. An antenna that receives and transmits signals in a directional pattern typically encompassing an arc of one hundred twenty (120) degrees.
3. Dish (or parabolic) antenna. A bowl-shaped device, less than two (2) meters in diameter, that receives and transmits signals in a specific directional pattern.

Arcade.\ A covered passage having an arched roof.

Attic.\ The area between roof framing and the ceiling of the rooms below that is not habitable, but may [be] used for storage or mechanical equipment. Improvement to habitable status shall make it a story.

Automobile.\ See "motor vehicle."

Base density.\ The maximum number of dwelling units permitted outright by a particular land-use classification.

Base flood\ The flood having a one-percent chance of being equaled or exceeded in any given year.

Base flood elevation.\ The Federal Emergency Management Agency designated one-percent annual chance water surface elevation. The water surface elevation of the base flood in relation to the datum specified on the community's flood insurance rate map. For the purposes of this ordinance, the base flood is 100-year flood or one-percent annual chance flood.

Basement.\ That portion of a building that is partly or completely below grade. A basement shall be counted as a story if its ceiling is over six (6) feet above the average level of the finished ground surface adjoining the exterior walls of such story, or if it is used for business or dwelling purposes. For the purposes of floodplain management, any area of the building having its floor subgrade (below ground level) on all sides.

Billboard.\ See "sign, billboard."

Block.\ That property abutting one (1) side of a street and lying between the two (2) nearest intersecting streets or the nearest intersecting street and railroad right-of-way, river, or between any of the foregoing and any other manmade or natural barrier to the continuity of development.

Board of supervisors.\ Governing body of Isle of Wight County. Also referred to as the board.

Board of zoning appeals.\ The board appointed to review appeals made by individuals with regard to decisions of the zoning administrator in the interpretation of this ordinance. The board of zoning appeals is also authorized to grant variances from provisions of the zoning ordinance in particular circumstances.

Breezeway.\ A structure for the principal purpose of connecting the main building or buildings on a property with other main buildings or accessory buildings.

Buffer\ or bufferyard. A natural open space or landscaped area intended to separate and protect adjacent or contiguous uses or properties, including land uses abutting highly traveled highway corridors, from noise, lights, glare, pollutants or other potential nuisances.

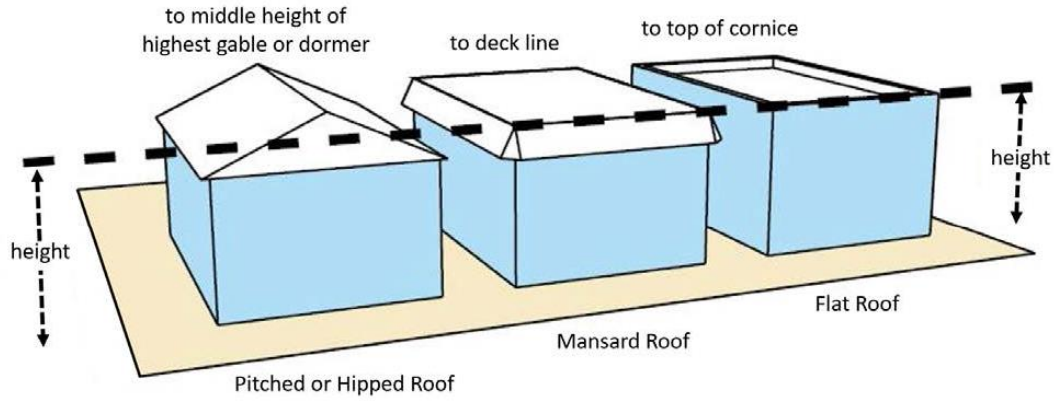
Building.\ A structure with a roof designed to be used as a place of occupancy, storage, or shelter.

Building, floor area.\ The total number of square feet area in a building, excluding uncovered steps, and uncovered porches, but including the basement and the total floor area of accessory buildings on the same lot.

Building, height.\ The height of a building is the mean vertical distance from the average established grade in front of the lot or from the average natural grade at the building line, if higher, measured to the roof line, defined as; the average height of the top of the cornice of flat roofs, the deck line of a mansard roof, the middle height of the highest gable or dormer in a pitched or hipped roof. If a

building is located on a terrace, the height above the street grade may be increased by the height of the terrace. On a corner lot, the height is the mean vertical distance from the average natural grade at the building line, if higher, on the street of greatest width, or if two (2) or more such streets are of the same width, from the highest of such grades.

Illustration of Building Height



Building line.\ A line parallel to the front property line of a yard beyond which the foundation wall and/or any enclosed porch, vestibule, or other enclosed portion of a building shall not project, except as provided in subsection 5-2000.D, supplementary density and dimensional requirements.

Building, main.\ See "principal building or structure."

Building official, superintendent of building inspections.\ The person designated as the official responsible for enforcing and administering all requirements of the Uniform Statewide Building Code in Isle of Wight County, Virginia.

Bulk regulations.\ Controls that establish the maximum size of buildings and structures on a lot or parcel and the buildable area within which the structure may be placed, including lot coverage, height, setbacks, density, floor area ratio, open space ratio, and landscape ratio.

Caliper.\ A measurement, in diameter, of plant material size. All plant material requiring a caliper measurement shall be measured using diameter at breast height (DBH), which is defined as four and one-half (4½) feet above the ground on the uphill side of the tree or plant.

Camping site.\ Any plot of ground within a campground used or intended for occupation by the camping unit.

Camping unit.\ A tent, tent trailer, camping trailer, pickup camper, motor home, recreational vehicle or any other commonly used temporary shelter device used as temporary living quarters or shelter during periods of recreation, vacation, leisure time or travel. To qualify as a camping unit, vehicular and mobile units shall be eligible to be currently licensed and registered by a governmental body and shall be legal to travel on Virginia highways without special permits for size, weight or other reasons.

Canopy.\ A roof-like structure of a permanent nature which may be freestanding or project from a wall of a building or its supports.

Canopy coverage.\ The percent of a fixed land area covered by the crown of an individual plant exceeding five (5) feet in height and measured fifteen (15) years from the date of installation. Or the percent of a fixed land area covered by the outermost limits of the crown of a cluster of plants exceeding five (5) feet in height, which create one (1) continuous area of coverage, measured fifteen (15) years from the date of installation.

Carport.\ A permanent roofed structure not more than seventy-five percent (75%) enclosed by walls and attached to the main building for the purpose of providing shelter for one (1) or more motor vehicles.

Cellar.\ See "basement."

Certificate of occupancy.\ A document issued by the building official allowing the occupancy or use of a structure and certifying that the structure and/or site has been constructed and is to be used in compliance with all applicable plans, codes and ordinances.

Channel.\ A natural or artificial watercourse with a definite bed and banks to confine and conduct continuously or periodically flowing water.

Child.\ Any natural person under eighteen (18) years of age.

Chord.\ A line segment joining any two (2) points of a circle.

Circulation area.\ That portion of the vehicle accommodation area used for access to parking or loading areas or other facilities on the lot. Essentially, driveways and other maneuvering areas (other than parking aisles) comprise the circulation area.

Co-location.\ The use of a single location structure and/or site by more than one (1) wireless communications service provider.

Coastal A zone.\ Flood hazard areas that have been delineated as subject to wave heights between one and one-half (1.5) feet and three (3) feet and identified on the flood insurance rate maps (FIRMs) as areas of limits of moderate wave action (LiMWA).

Coastal high hazard area (CHHA).\ The portion of a coastal floodplain having special flood hazards that is subject to high velocity waters, including hurricane wave wash. The area is designated on the flood insurance rate map (FIRM) as zone V1-30, VE or V (V-zones).

Combination use.\ A use consisting of a combination of one (1) or more lots and two (2) or more principal uses separately listed in the district regulations.

Commercial vehicle.\ A vehicle designed to have more than two (2) rear wheels on a single axle. This shall not apply to pickup body type trucks, passenger van type vehicles, or to vehicles essential for an agricultural use associated with the premises.

Community impact statement.\ A document required by the county which outlines the impact a proposed development will have on environmental and cultural resources, and county services, including, but not limited to, schools, fire and rescue, and public utilities.

Conditional use.\ A conditional use is a use that, because of special requirements or characteristics, may be allowed in a particular zoning district only after review and recommendation by the planning commission and the granting of conditional use approval by the board of supervisors imposing such conditions as necessary to make the use compatible with other uses permitted in the same zone or vicinity.

Deck.\ A structure, without a roof or walls, directly adjacent to a principal building, which has an average elevation of thirty (30) inches or greater from finished grade.

Development.\ Any manmade change to improved or unimproved real estate, including, but not limited to, buildings or other structures, the placement of manufactured homes, streets, and other paving, utilities, filling, grading: excavation, mining, dredging, drilling operations, or storage of equipment or materials.

Display lot.\ An outdoor area where active nighttime sales activity occurs and where accurate color perception of merchandise by customers is required. To qualify as a display lot, one (1) of the following specific uses must occur: motor

vehicle sales, boat sales, recreational vehicle sales, gardening or nursery sales. Any other use must be approved as display lot uses by the zoning administrator.

Dock or pier.\ Any structure extending into a body of water and used for landing or launching watercraft, for fishing or for otherwise providing access to the water.

Dripline.\ A vertical projection to the ground surface from the furthest lateral extent of a tree's leaf canopy.

Driveway.\ A roadway providing access for vehicles to a parking space, garage, dwelling, or other structure. A driveway serves only one (1) or two (2) lots.

Dwelling.\ A building, or portion thereof, designed or used exclusively for residential occupancy, including single-family dwellings, two-family dwellings, and multifamily dwellings, but do not include, hotels, motels, boarding and rooming houses, bed and breakfast establishments, and the like.

Dwelling unit.\ One (1) or more rooms physically arranged so as to create an independent housekeeping establishment for occupancy by one (1) family with toilets and facilities for cooking and sleeping separate from any other dwelling unit.

Earthcraft certified construction.\ An environmentally friendly, residential building program developed by the Southface Energy Institute which requires certified builders to meet guidelines for energy efficiency, water conservation, and other environmental practices on single-family and multifamily unit construction. Similar to the LEED certification program, but focused specifically on residential development.

Earth tone.\ A color scheme that draws from a color palette of browns, tans, grays, greens, and some reds. The colors in an earth tone scheme are muted and flat in an emulation of the natural colors found in dirt, moss, trees, and rocks. Many earth tones originate from clay earth pigments, such as umber, ochre, and sienna. Colors such as orange and blue are not considered earth tones because they are not found naturally on pieces of land even though they can be found within nature.

Elevation.\ A vertical distance above or below a fixed reference point.

Environmental assessment.\ An analysis of the beneficial or detrimental effects of a development on the natural resources and characteristics of the property, including resources such as, but not limited to, wetlands, flora and fauna, and other ecosystems.

Equipment enclosure.\ A small building, cabinet, or vault used to house and protect electronic or mechanical equipment. Associated equipment may include, but is not limited to, air conditioners and emergency generators.

Expansion to an existing manufactured home park or subdivision.\ For the purposes of floodplain management means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufacturing homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

Facade.\ That portion of any exterior elevation of the building extending from grade to top of the parapet, wall, or eaves and the entire width of the building elevation.

Family.\ An individual, or two (2) or more persons related by blood, marriage or adoption, or a group of not more than four (4) unrelated persons, occupying a single-family dwelling.

Flood.\ A general and temporary condition of partial or complete inundation of normally dry land areas from:

1. The overflow of inland or tidal waters;
2. The unusual and rapid accumulation or runoff of surface waters from any source;
3. Mudslides (i.e., mudflows) which are proximately caused by flooding and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

A flood may be further defined as the collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical or by an unanticipated force of nature, such as a flash flood or by some similarly unusual and unforeseeable event which results in flooding.

Flood hazard zone.\ The delineation of special flood hazard areas into insurance risk and rate classifications on the flood insurance rate map (FIRM) published by the Federal Emergency Management Agency (FEMA) and which include the following zones and criteria:

1. Zone A: On the FIRMs accompanying the flood insurance study (FIS) shall be those areas for which no detailed flood profiles or elevations

are provided, but the one-percent annual chance floodplain boundary has been approximated.

2. Zone AE: On the FIRMs accompanying the FIS shall be those areas for which one-percent annual chance flood elevations have been provided and the floodway has not been delineated.
3. Zone VE or zone V: ..... On the FIRMs accompanying the FIS shall be those areas that are known as coastal high hazard areas, extending from offshore to the inland limit of a primary frontal dune along an open coast or other areas subject to high velocity waves.
4. Zone X:Areas located above the 100-year flood boundary and having moderate or minimal flood hazards.
5. Floodway district: Is in an AE Zone and is delineated, for purposes of this ordinance, using the criterion that certain areas within the floodplain must be capable of carrying waters of the one-percent annual chance flood without increasing the water surface elevation of that flood more than one (1) foot at any point. The areas included in this district are specifically defined in Table 4 of the FIS and shown on the accompanying FIRM.
6. Coastal A zoneIs labelled as AE on the FIRMs and is those areas that are seaward of the limit of moderate wave action (LiMWA) line. As defined by the Virginia Uniform Statewide Building Code, these areas are subject to wave heights between one and one-half (1.5) feet and three (3) feet.

Flood insurance rate map (FIRM).\ An official map of a community, on which the Federal Emergency Management Agency has delineated both the special hazard areas and the risk premium zones applicable to the community. A FIRM that has been made available digitally is called a digital flood insurance rate map (DFIRM).

Flood insurance study.\ An examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, mudslide hazards and/or flood-related erosion hazards.

Floodplain.\ A relatively flat or low land area adjoining a river, stream or watercourse which is subject to partial or complete inundation; an area subject to the unusual and rapid accumulation or runoff of surface water from any source.

Floodprone area.\ Any land area susceptible to being inundated by water from any source (see definition of flooding).

Floodproofing.\ Any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water, sanitary facilities, structures and their contents.

Floodway.\ The channel of a river or other watercourse and the adjacent land areas required to carry and discharge the 100-year flood without increasing the water surface elevation of that flood more than one (1) foot at any point.

Floor area.\ The square feet of floor space within the outside lines of walls, including the total of all space on all floors of a building. Floor area shall not include porches, garages, or unfinished space in a basement or attic.

Floor area ratio (FAR).\ The total floor area of all buildings or structures on a lot divided by the net developable area of the lot.

Freeboard.\ A factor of safety usually expressed in feet above a flood level for purposes of floodplain management. "Freeboard" tends to compensate for the many unknown factors that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions, such as wave action, bridge openings, and the hydrological effect of urbanization in the watershed. When a freeboard is included in the height of a structure, the flood insurance premiums may be less expensive.

Frontage.\ The linear measurement in feet of the front property line abutting a street.

Functionally dependent use.\ A use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

Garage, private.\ An accessory building which is designed or used for the storage of vehicles owned and used by the occupants of the building to which it is accessory and which is not operated as a separate commercial enterprise.

Garage or yard sale.\ A sale of used household or personal articles which are normally and customarily used or kept on a residential premises (such as furniture,

tools, or clothing) held on the seller's own premises. Such items shall not have been specifically purchased or crafted for resale.

Gazebo.\ A detached, covered freestanding, open-air or screened accessory structure designed for recreational use only and not for habitation.

Glare.\ The sensation produced by a bright source within the visual field that is sufficiently brighter than the level to which the eyes are adapted to cause annoyance, discomfort, or loss in visual performance and visibility; blinding light.

Green roof.\ The roof of a building which is partially or completely covered with vegetation and soil or other growing medium planted over a waterproof membrane.

Habitable floor.\ Any floor usable for living purposes, which includes working, sleeping, eating, cooking, or recreation, or any combination thereof. A floor used only for storage is not a habitable floor.

Highest adjacent grade.\ For the purposes of floodplain management, the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

Historic landmark/area/structure.\ Any structure that is:

1. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
2. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;
3. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or
4. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been listed in the county's comprehensive plan or certified:
    a. By an approved state program as determined by the Secretary of the Interior; or

b. Directly by the Secretary of the Interior in states without approved programs.

Home garden.\ An accessory use in a residential district for the production of vegetables, fruits and flowers generally for use or consumption, or both, by the occupants of the premises.

Impervious surface.\ A surface composed of any material that significantly impedes or prevents natural infiltration of water into the soil. Impervious surfaces may include, but are not limited to, buildings, roofs, streets, parking areas, and any concrete, asphalt, or compacted gravel surface.

Intelligent siting.\ The practice of building placement which gives high consideration to environmental aspects such as solar orientation, seasonal shading, prevailing winds, etc., in order to allow for increased energy efficiency.

Internet Sweepstakes Café.\ Any principal business enterprise, where persons utilize electronic machines including, but not limited to, computers and gaming terminals to conduct games of chance (including sweepstakes) and where cash, merchandise or other items of value are redeemed or otherwise distributed, whether or not the value of such distribution is determined by electronic games played or by predetermined odds. This definition includes, but is not limited to, internet sweepstakes, video sweepstakes, electronic gaming operations, internet cafes, and/or cybercafés.

Junk.\ "Junk" shall mean all scrap materials, discarded equipment and household items, parts of vehicles, pieces of watercraft, and similar materials. (See also "scrap and salvage services" in section 3-7000.)

Kiosk.\ A freestanding structure upon which temporary information and/or posters, notices, and announcements are posted. Commercial transactions do not take place here.

Landscape.\ An expanse of natural scenery or the addition or preservation of lawns supplemented by shrubs, trees, plants or other natural and decorative features to land.

Landscape surface ratio (LSR).\ A measure, expressed as a percentage, of the area to be landscaped on a site determined by dividing the landscaped area of the site by the total project area.

LEED certified.\ Leadership in energy and environmental design (LEED) certification program administered by the U.S. Green Building Council, which

requires designers to meet guidelines for energy efficiency, water conservation, and other environmental practices.

Light trespass.\ Light from an artificial light source that is intruding onto adjacent properties and is a nuisance.

Livestock.\ Swine, sheep, cattle, poultry or other animals or fowl which are being produced primarily for food, fiber, or food products for human consumption.

Loading and unloading area.\ The area on a lot designated for bulk pickup and deliveries of merchandise and materials directly related to the use on said lot.

Lot.\ A parcel of land intended to be separately owned, developed, or otherwise used as a unit, established by plat, subdivision or as otherwise permitted by law.

Lot, corner.\ A lot abutting on two (2) or more streets at their intersection.

Lot, depth of.\ The shortest horizontal distance between the front and rear lot lines.

Lot, double frontage.\ An interior lot having frontage on two (2) streets.

Lot, flag.\ A lot not fronting on or abutting a public roadway or having limited frontage necessary for access and where access to the public roadway is essentially limited to a narrow private right-of-way.

Lot, interior.\ A lot other than a corner lot.

Lot, through.\ A lot having its front and rear yards each abutting on a street.

Lot area.\ The total horizontal area in square feet within the lot lines of a lot excluding designated future public rights-of-way.

Lot coverage.\ A measure of intensity of land use that represents the portion of a site that is impervious (i.e., does not absorb water). This portion includes, but is not limited to, all areas covered by buildings, parked structures, driveways, roads, sidewalks, and any area of concrete or asphalt.

Lot line.\ A line dividing one (1) lot from another lot or from a street or alley.

Lot line, front.\ On an interior lot, the lot line abutting a street or right-of-way; or, on a corner lot, the shorter lot line abutting a street or right-of-way; or, on a through lot, the lot line abutting the street or right-of-way providing the primary access to the lot.

Lot line, rear.\ The lot line located opposite the front line.

Lot line, side.\ Any boundary of a lot, which is not a front lot line or a rear lot line.

Lot of record.\ A lot which has been legally recorded in the clerk's office of the Circuit Court of Isle of Wight County.

Lot width.\ The horizontal distance between the side lot lines, measured at the required front setback line.

Low impact development (LID).\ A site design approach to managing stormwater runoff which emphasizes conservation and use of on-site natural features to protect water quality. This approach implements small-scale hydrologic controls to replicate the pre-development hydrologic patterns of watersheds through infiltrating, filtering, storing, evaporating, and detaining runoff close to its source.

Lowest floor.\ For the purpose of floodplain management, the lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, useable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of Federal Code 44CFR § 60.3.

Luminary.\ A lighting fixture assembly or source of artificial illumination including, but not limited to, bulbs, lamps, reflectors, refractors, and housing associated with them.

Manufactured home.\ A structure constructed to federal standards, transportable in one (1) or more sections, which, in the traveling mode, is eight (8) feet or more in width and is forty (40) feet or more in length, or when erected on site, is three hundred twenty (320) or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air conditioning, and electrical systems contained therein.

Manufactured home park, existing.\ A parcel of land divided into two (2) or more manufactured home lots for rent or sale existing prior to August 19, 1991.

Manufactured home park or subdivision, new.\ A manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after August 19, 1991.

Mean sea level.\ National Geodetic Vertical Datum (NGVD) of 1929, to which all elevations on the FIRM (flood insurance rate map) and within the flood insurance study are referenced.

Mixed-use structure.\ A building or other structure containing a combination of two (2) or more different principal uses.

Motor vehicle.\ Any self-propelled vehicle designed primarily for transportation of persons of goods along public streets or alleys, or other public ways.

Net developable area.\ The land deemed suitable for development within a given area or parcel. It is calculated by subtracting the sensitive environmental areas within the area or parcel that should be protected from development and the estimated right-of-way requirements and existing regional transmission line easements and rights-of-way from the total gross area. The result is the net developable area, which provides a realistic measure of land holding capacity for an area or parcel in the county. Refer to section 5-4000, net developable area, for additional information on net developable area.

New construction.\ For the purposes of determining insurance rates, structures for which the "start of construction" commenced on or after the effective date of an initial FIRM (flood insurance rate map), August 19, 1991, and includes any subsequent improvements to such structures. For floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

Nonconforming activity or use.\ The otherwise legal use of a building or structure or of a tract of land that does not conform to the use regulations of this ordinance for the district in which it is located, either at the effective date of this ordinance or as a result of subsequent amendments to the ordinance.

Nonconforming building or structure.\ An otherwise legal building or structure that does not conform with the yard, height, maximum density or other bulk regulations, or is designed or intended for a use that does not conform to the use regulations, of this ordinance for the district in which it is located, either at the effective date of this ordinance or as result of subsequent amendments.

Nonconforming lot.\ An otherwise legally platted lot that does not conform to the minimum area or width requirements for the district in which it is located either

at the effective date of this ordinance or as a result of subsequent amendments to this ordinance.

Nonconforming site.\ An otherwise legal site for which existing improvements do not conform to the lot coverage, bufferyard, landscaping, parking and other site requirements set forth in the zoning or special overlay district in which it is located either at the effective date of this ordinance or as a result of subsequent amendments to this ordinance.

Office park.\ A large tract of land that has been planned, developed, and operated as an integrated facility for a number of separate office buildings and supporting ancillary uses with special attention given to circulation, parking, utility needs, aesthetics, and compatibility.

Official zoning map.\ The map or maps, together with all subsequent amendments thereto, which are adopted by reference as a part of this ordinance and which delineate the zoning district boundaries.

Open space.\ An area that is intended to provide light and air, and is designed, depending upon the particular situation, for environmental, scenic or recreational purposes. Open space may include, but need not be limited to, lawns, decorative plantings, walkways, active and passive recreation areas, playgrounds, fountains, swimming pools, wooded areas, and watercourses. Open space shall not be deemed to include structures, driveways, parking lots or other surfaces designed or intended for vehicular traffic.

Open space, common.\ Open space that is accessible to all occupants of a particular development and is not restricted to use by occupants of an individual lot or structure.

Open space ratio (OSR).\ A measure, expressed as a percentage, of site open space determined by dividing the gross open space area of a lot, parcel or tract of land by the total area of that lot, parcel or tract of land.

Parking area aisle.\ That portion of the parking area consisting of lanes providing access to parking spaces.

Parking area, lot or structure.\ An off-street area for parking or loading and unloading, whether required or permitted by this ordinance, including driveways, access ways, aisles, and maneuvering areas, but not including any public or private street right-of-way.

Parking space.\ A portion of the parking area set aside for the parking of one (1) vehicle.

Patio.\ A level surfaced area, directly adjacent to a principal building, without walls or a roof intended for outdoor lounging, dining, and the like, which has an average elevation of less than thirty (30) inches from finished grade.

Permeable materials.\ A variety of product alternatives to traditional, impervious surface materials which allow for the infiltration of stormwater through the soil to more naturally reduce runoff volumes and filter pollutants. Increased infiltration occurs either through the paving material itself, or through void spaces between individual paving blocks (also called pavers). Materials may include, but are not limited to: Pervious concrete, pervious asphalt, block and concrete modular pavers, and grid pavers.

Permit, building.\ An official document or certification permit that is issued by the building official and which authorizes the construction, alternation, enlargement, conversion, reconstruction, remodeling, rehabilitation, erection, demolition, moving or repair of a building or structure. This permit should not be a substitute for a zoning permit.

Permit, conditional use.\ A permit issued by the county board of supervisors authorizing the operation of a use under certain conditions and standards.

Permit, special use.\ A permit issued by the county board of supervisors authorizing a use not otherwise provided for in this ordinance as a permitted or conditional use.

Permit, zoning.\ A permit issued by the zoning administrator that authorizes the recipient to make use of property in accordance with the requirements of this ordinance.

Phase I archeological study.\ A survey of archaeological resources undertaken in accordance with the Secretary of the Interior's Standards and Guidelines (48 FR, 44742) as may be amended and the Guidelines for Conducting Cultural Resource Survey in Virginia prepared by the Virginia Department of Historic Resources, as may be amended.

Photometric plan.\ A diagram consisting of lines showing the relative illumination in foot candles from a light source or group of light sources.

Planning commission.\ The Isle of Wight County Planning Commission.

Porch.\ A projection from a main wall or a building which can be covered, with a roof, or uncovered. The projection may or may not use columns or other ground supports for structural purposes.

Portable on demand storage units.\ Also known as a POD, a large container used for temporary storage. A POD is hauled to the property, loaded with items, hauled from the property and stored in a storage yard.

Poultry.\ Domestic fowl normally raised on a farm such as chickens, ducks, geese and turkeys.

Preliminary and final site development plan.\ Site development plans prepared by a certified or licensed engineer, surveyor, architect or landscape architect, that is required for development proposals outlined in section 7-2004, preliminary and final site development plan requirements.

Principal building or structure.\ A building or structure in which the primary or main use of the property on which the building is located is conducted and distinguished from an accessory or secondary building or structure on the same premises.

Principal use.\ A use which represents the primary or main use of the land or structure which is distinguished from an accessory use on the same premises.

Proffer.\ A condition voluntarily offered by the applicant and owner for a rezoning that limits or qualifies how the property in question will be used or developed.

Public water and sewer system.\ A water or sewer system owned and operated by a municipality or county, or owned and operated by a private individual or a corporation approved by the governing body and properly licensed by the state corporation commission or other applicable agency, and subject to special regulations as herein set forth.

Public way.\ Any sidewalk, street, alley, highway or other public thoroughfare.

Recreation, active.\ Leisure activities, usually organized and performed with others, often requiring equipment and constructed facilities, taking place at prescribed places, sites, or fields. The term active recreation includes, but is not limited to, swimming, tennis, and other court games, baseball and other field sports, golf and playground activities.

Recreation, passive.\ Recreation that involves existing natural resources and has a minimal impact. Such recreation does not require development of the site

nor any alternation of existing topography. Such passive recreation shall include, but not be limited to, hiking, picnicking, and bird watching.

Recreational vehicle.\ A vehicle designed to be self-propelled or permanently towable; and not designed for use as a permanent dwelling but as temporary living quarters for recreational camping, travel, or seasonal use. This term shall also include watercraft and trailers.

Redevelopment.\ The process of using land that contains or previously contained development.

Required open space.\ Any space required in any front, side or rear yard.

Residential plot plan.\ A plan submitted for the construction or location of all new single-family detached dwellings or two-family dwellings on an existing or platted lot. This plan shall meet the requirements of section 7-2002, residential plot plan.

Right-of-way.\ A strip of land occupied or intended to be occupied by a street, crosswalk, railroad, electric transmission line, oil or gas pipeline, water main, sanitary or storm sewer main, shade trees, or other special use.

Road.\ See "street."

Satellite dish antenna.\ See "antenna."

Screening.\ The act of visually shielding or obscuring one (1) abutting or nearby structure or use from another by fencing, walls, berms, or required planted vegetation.

Screen material.\ Materials that have been outlined in article VIII for the screening of service structures, equipment, and/or outdoor storage yards.

Seasonal shading.\ The practice of using plant material to capitalize on solar energy and light for heating and interior lighting purposes. An example would be using deciduous trees near windows to shade afternoon sun in the summer, but allow afternoon sun for heat and light through in the winter.

Service building.\ A building used to house stationary or movable service equipment and mechanical equipment for the maintenance and function of onsite machinery.

Setback.\ The required minimum horizontal distance between the building line and the related front, side, or rear property line. A setback is meant from a street not a driveway.

Setback line.\ A line within a lot parallel to a corresponding lot line, which is the boundary of any specified front, side, or rear yard, or the boundary of any public right-of-way whether acquired in fee, easement, or otherwise, or a line otherwise established to govern the location of buildings, structures or uses. Where no minimum front, side, or rear yards are specified, the setback line shall be coterminous with the corresponding lot line.

Shopping center.\ A grouping of architecturally unified and related retail establishments which are planned, developed, owned, and managed as a single operating unit, and which share interconnected walkways and parking areas. The establishments contained within a shopping center are related to each other and the market area served in terms of size, type, location, and market orientation.

Shrub.\ A relatively low growing, woody plant typified by having several permanent stems instead of a single trunk.

Shrub, deciduous.\ Any shrub which sheds its foliage during a particular season of the year.

Shrub, evergreen.\ Any shrub which retains its foliage throughout the entire year.

Simplified site plan.\ A plan submitted for a change or expansion of a commercial, civic, office or industrial use on an existing site and meets the requirements of section 7-2003.

Site development plan, preliminary/final.\ A plan, to scale, showing uses and structures proposed for a parcel of land as required by the regulations pertaining to site plans in this ordinance. Includes lot lines, streets, building sites, reserved open space, buildings, major landscape features, both natural and manmade, and any other requirements outlined by article VII.

Slope.\ The degree of deviation of a surface from the horizontal, usually expressed as a percentage. Slope shall be measured as the vertical rise or fall to horizontal distance of terrain measured perpendicular to the contour lines at horizontal intervals of more than ten (10) feet.

Solar orientation.\ The practice of using building placement and design to capitalize on solar energy and light for heating and interior lighting purposes.

Special flood hazard area.\ The land in the floodplain subject to the one-percent or greater chance of being flooded in any given year.

Specified anatomical area.\ Such areas include less than completely and opaque covered human genitals, pubic region, buttocks, female breasts below a point immediately above the top of the areola, and human male genital in a discernibly turgid state, even if completely and opaquely covered.

Specified sexual activity.\ Such activity includes human genitals in a state of sexual stimulation or arousal, an act of human masturbation, sexual intercourse or sodomy, and fondling or other erotic touching of human genitals, pubic region, buttocks or female breasts.

Start of construction.\ For the purpose of floodplain management, other than new construction and substantial improvement, under the Coastal Barriers Resource Act, means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement or other improvement was within one hundred eighty (180) days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of pipes, the construction of columns, or any work beyond the state of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration on any wall, ceiling, floor, or other structural part of a building, whether or not the alteration affects the external dimensions of the building.

Storage.\ The keeping, either indoors or outdoors, of equipment, vehicles, or supplies used in the conduct of a trade, business, or profession.

Stormwater management.\ For quantitative control, a system of vegetative and structural measures that control the increased volume and rate of surface runoff caused by manmade changes to the land; and for qualitative control, a system of vegetative, structural, and other measures that reduce or eliminate pollutants that might otherwise be carried by surface runoff.

Stormwater management practice, nonstructural.\ A stormwater management technique that utilizes the ecological and environmental aspect of a site or area for the collection, conveyance, channeling, holding, retaining, detaining, infiltration, diverting, treating or filtering of surface water, and/or runoff.

Stormwater management practice, structural.\ A stormwater management technique that utilizes a manmade facility and/or apparatus for the collection, conveyance, channeling, holding, retaining, detaining, infiltration, diverting, treating or filtering of surface water, and/or runoff.

Story.\ That portion of a building, other than the basement, included between the surface of any floor and the surface of the floor next above it. If there is no floor above it, the space between the face and the ceiling next above it.

Story, half.\ A space under a sloping roof, which has the line of intersection of roof decking and wall not more than three (3) feet above the top floor level, and in which space more than two-thirds (⅔) of the floor area is finished off for use other than storage.

Street.\ A public or private thoroughfare used, or intended to be used, for passage or travel by motor vehicles. A street serves three (3) or more lots. The word "street" shall include the words "road", and "highway".

Street, arterial.\ A street specifically designed to move high volumes of traffic from collector streets through the county and not designed to serve abutting lots except indirectly through intersecting streets. Arterial streets shall include all U.S. Highways, state primaries with one-, two- or three-digit numbers, and any other street which the subdivision agent determines is functionally equivalent to these transportation department classifications.

Street, collector.\ A relatively low-speed, low-volume street that provides circulation within and between neighborhoods. Collector streets usually serve short trips and are intended for collecting trips from local streets and distributing them to the arterial network. They also form a secondary network of cross county connectivity.

Street, public.\ A public street or street with respect to which an offer of dedication has been made and improvements completed which are consistent with the Isle of Wight County Subdivision Ordinance and the requirements of the Virginia Department of Transportation or a street or portion thereof which is included in the state primary or secondary road system.

Structure.\ Anything constructed or erected, the use of which requires permanent location on the ground, or attachment to something having a permanent location on the ground. Among other things, structures include buildings, mobile and manufactured homes, walls, fences, signs, piers, and swimming pools, etc. For the purpose of floodplain management, a walled and

roofed building, including a gas or liquid storage tank, that is principally above ground, as well as manufactured home.

Subdivision.\ The division or resubdivision of a lot, tract, or parcel of land by any means into two (2) or more lots, tracts, parcels or other divisions of land including changes in existing lot lines for the purpose, whether immediate or future, of lease, transfer of ownership or building or lot development. The term subdivision shall also mean the following:

1. Any development of a parcel of land which involves installation of sanitary sewers, water mains, gas mains or pipes, or other appropriate facilities for the use, whether immediate or future, of the owners or occupants of the land, or of the building abutting thereon.
2. Any development of a parcel of land involving two (2) or more principal structures or involving shopping centers, multiple dwelling projects and the like which require the installation of streets and/or alleys, even though the streets and alleys may be not dedicated to public use and the parcel may be divided for purposes of conveyance transfer or sale.
3. Any development of a parcel of land involving two (2) or more principal structures or involving shopping centers, multiple dwelling projects and the like which require the installation of streets and/or alleys, even though the streets and alleys may not be dedicated to public use and the parcel may not be dedicated to public use and the parcel may not be divided for purposes of conveyance, transfer or sale.
4. The term "subdivision" includes re-subdivision, and as appropriate in this ordinance, shall refer to the process of subdividing the land or to the land subdivided.

Substantial damage.\ Damage of any origin sustained by a structure whereby the cost of restoring the structure to it's before damaged condition would equal or exceed fifty percent (50%) of the market value of the structure before the damaged occurred.

Substantial improvement.\ Damage of any origin sustained by a structure, the cost of which equals or exceeds fifty percent (50%) of the market value of the structure either before the improvement or repair is started or, if the structure has been damaged, and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor or other structural part of the building

commences, whether or not that alteration affects the external dimensions of the structure. For the purpose of floodplain management, the term does not, however, include either:

1. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions;
2. Any alteration of a historic structure, provided that the alteration will not preclude the structure's continued designation as historic structure; or
3. Historic structures undergoing repair or rehabilitation that would constitute a substantial improvement as defined above, must comply with all ordinance requirements that do not preclude the structure's continued designation as a historic structure. Documentation that a specific ordinance requirement will cause removal of the structure from the National Register of Historic Places or the State Inventory of Historic places must be obtained from the Secretary of the Interior or the State Historic Preservation Officer. Any exemption from ordinance requirements will be the minimum necessary to preserve the historic character and design of the structure.

Tower.\ Any structure that is intended for transmitting or receiving television, radio, telephone, digital, or other similar communications or is used to support a communication antenna or other similar device.

Tract.\ See "lot."

Traffic impact analysis (TIA).\ An analysis of the effect of traffic generated by a development on the capacity, operations, and safety of the public street and highway system.

Tree, deciduous.\ Any tree which sheds its foliage during a particular season of the year.

Tree, evergreen.\ Any tree which retains its foliage throughout the entire year.

Tree, heritage.\ Any tree or shrub which has been designated by ordinance of the Isle of Wight County Board of Supervisors as having notable historic or cultural significance to any site or which has been so designated in accordance with an

ordinance adopted pursuant to Section 15.2-503 of the Code of Virginia, as amended.

Tree, mature.\ Any deciduous or evergreen tree with a minimum diameter of fourteen (14) inches when measured four and one-half (4½) feet above ground level.

Tree, significant.\ Any deciduous or evergreen tree with a minimum diameter of twenty-two (22) inches when measured four and one-half (4½) feet above ground level.

Trip generation.\ The number of trip ends caused, attracted, produced, or otherwise generated by a specific land use, activity, or development in accordance with the latest edition of the trip generation manual, published by the institute of transportation engineers.

Use.\ The purpose or activity, for which a piece of land or its buildings is designed, arranged or intended, or for which it is occupied or maintained.

Use, permitted.\ A use, which may be lawfully established in a particular district or districts, provided it conforms with all regulations, requirements, and standards of this ordinance.

Utility facility.\ Any above or below ground structure or facility (other than buildings, unless such buildings are used as storage incidental to the operation of such structures or facilities) owned by a governmental entity, a nonprofit organization, a corporation, or any entity defined as a public utility for any purpose and used in connection with the production, generation, transmission, delivery, collection, or storage of water, sewage, electricity, gas oil, or electromagnetic signals.

Utility scale solar energy facility.\ A renewable energy generation facility is a major utility use type as defined by this Ordinance that either:

(a) Generates electricity from sunlight, consisting of one or more PV systems and other appurtenant structures, to include energy storage, and facilities within the boundaries of the site; or

(b) Utilizes sunlight as an energy source to heat or cool buildings, heat or cool water, or produce mechanical power by means of any combination of collecting, transferring, or converting solar-generated energy; and

(c) Does not meet any of the following criteria: has a disturbance zone equal to or less than two acres, is mounted on or over a building or parking lot or other previously disturbed area, or utilizes integrated PV only.

Variance.\ A waiver of the dimensional and numeric requirements of this ordinance approved by the board of zoning appeals in accordance with section 1-1019 of this ordinance.

Vehicle.\ See "motor vehicle."

Vehicle moving area.\ Any area on a site where vehicles park or drive.

Video arcade.\ See "commercial indoor amusement" listed under commercial use types.

Violation.\ For the purpose of floodplain management, the failure of a structure or other development to be fully compliant with the community's floodplain management regulations. A structure or other development without the elevation certificate, other certifications, or other evidence of compliance as outlined in the floodplain management overlay district regulations.

Watercourse.\ Any natural or artificial stream, river, creek, ditch, channel, canal, conduit, culvert, drain, waterway, gully, ravine, or wash, in and including any area adjacent thereto which is subject to inundation by water.

Watercraft.\ Any vessel that is used or capable of being used as a means of transportation on water and is propelled by machinery, whether or not the machinery is the principal source of propulsion, as defined by the Code of Virginia.

Wooded area.\ An area of contiguous wooded vegetation where trees are at a density of at least one (1) six-inch or greater diameter at breast height (DBH) tree per three hundred twenty-five (325) square feet of land and where the branches and leaves form a contiguous canopy.

Xeriscaping.\ Site design and/or gardening techniques which may include the use of native and/or drought tolerant plants to create a landscape or environment which does not require any form of supplemental irrigation after twenty-four (24) months from the time of installation.

Yard.\ An open space on the same lot with a building or structure, unoccupied and unobstructed from the ground up, except as otherwise permitted in this ordinance.

Yard, corner side.\ A side yard adjoining a public or private street.

Yard, front.\ A yard extending along the full width of the front lot line between the side lot lines and from the front lot line to the front building line in depth.

Yard, interior side.\ A side yard, which is located immediately adjacent to another lot or to an alley separating such yard from another lot.

Yard, rear.\ A yard extending along the full length of the lot and lying between the rear lot line and the nearest line of the building. Rear yard depth shall be measured at right angles to the rear line of the lot.

Yard, side.\ A yard lying between the side line of the lot and the nearest line of the building and extending from the front yard to the rear yard, or in the absence of either of such front or rear yards, to the front or rear lot lines. Side yard width shall be measured at right angles to side lines of the lot.

Zero lot line.\ The location of a structure on a lot in such a manner that one (1) of the structure's sides rest directly on a lot line.

Zoning administrator.\ The person designated as the official responsible for enforcing and administering all requirements of the Isle of Wight County Zoning Ordinance, or his duly authorized designee.

Zoning, base district.\ Those base underlying zoning districts other than special overlay districts set forth in article IV.

Zoning, planned development district.\ Land area of minimum size, as specified by district regulations, to be planned and developed using a common master zoning plan, and containing one (1) or more uses and appurtenant common areas.

Zoning, special overlay district.\ A district, which is placed over the existing base zoning and imposes additional restrictions and includes all those districts listed as special overlay zoning districts in article IV.

Zoning, underlying district.\ See "zoning, base district." (7-7-05; 8-20-09; 11-4-09; Ord. No. 2013-1-C, 4-18-13; 3-20-14; 5-19-14; 8-21-14; 11-19-15; 8-18-16; 11-17-16; 7-19-18; 1-21-21.)

Sec. 5-5003. - Supplementary use regulations for civic use types.

M. Utility services, major.

4.Utility Scale Solar Energy Facilities.

a. In addition to any conditional use permit application requirements, the applicant shall provide the following at the time of application:

i. A conceptual plan showing the proposed layout of all structures, adjacent properties, screening, landscaping, internal roadways, easements, environmentally sensitive features including proposed wildlife corridors;

ii. A visual impact analysis demonstrating through project siting and proposed mitigation, if necessary, that the solar project minimizes impacts on the visual character of a scenic landscape, vista, or scenic corridor;

iii. A transportation plan showing vehicular access to the site, proposed construction traffic route to the site, parking areas, and laydown yards;

iv. An estimated time frame and proposed hours of operation for construction activity;

v. Economic impact analysis of the project including projected net new tax revenue as well as loss of active agricultural and silvicultural lands and its indirect impact to associated local businesses;

vi. An environmental resource impact analysis discussing any proposed activities within designation resource conservation areas;

vii. A historical and cultural resources impact analysis; and

viii. Written comments from the relevant electric company regarding the capacity of the transmission lines as part of any use permit application. An applicant may meet this requirement by submitting a third-party report that provides relevant transmission capacity information.

b. Ground-mounted systems shall not exceed fifteen (15) feet in height when oriented at maximum tilt, except when temporarily stowed in a vertical position for vegetation management or for inspection, maintenance and/or repair.

c. Audible sound from a solar energy system shall not exceed 60 dBA (A-weighted decibels), as measured at any adjacent non-participating landowner's property line. The level, however, may be exceeded during short-term exceptional circumstances, such as severe weather.

d. All equipment, accessory structures and operations associated with a large solar energy system shall be setback at least seventy-five (75) feet from all property lines and at least one hundred, and one

hundred and twenty-five (125) feet from any residential parcels, and two hundred and fifty (250) feet from any structure with documented historical significance, a cemetery, a cultural resource, or a school. New substations, connector stations, inverters and transformers shall be set back at least two hundred and fifty (250) feet from the property line of any non-participating property. Final setbacks for shall be determined by equipment decibel level specifications. In addition, these facilities are subject to the following:

i. Setbacks shall be kept free of all structures and parking lots; and

ii. Setbacks shall not be required along property lines adjacent to other parcels which are part of the solar energy system with the exception of structures with documented historical significance, a cemetery, a cultural resource, or a school, however, should properties be removed from the system, setbacks must be installed along all property lines of those properties remaining within the project and which are adjacent to a parcel which has been removed.

e. The following landscaping standards shall apply:

i. Along public roadways, a minimum fifty-foot wide bufferyard shall be installed or retained consisting of a three, staggered rows of trees and shrubs installed a maximum of eight feet on center in order to create an effective visual screen as approved by the Zoning Administrator;

ii. Where solar facility properties abut residential parcels, a fifty-foot wide bufferyard shall be installed or retained consisting of a three, staggered rows of large and small canopy trees and medium shrubs installed a maximum of eight feet on center in order to create an effective visual screen as approved by the Zoning Administrator;

iv. Existing vegetation that meets the minimum landscaping specifications may be used to meet required landscaping;

v. No silvicultural activities or removal of required landscaping materials shall occur in the required bufferyards except as approved by the Zoning Administrator; and

vi. If the land area being leased was under crop cultivation prior to lease, it shall be maintained and cut annually during the growing season prior to August 1 until site construction begins.

f. Provide soil testing for any contaminants directly attributable to the solar panels before and after construction and every five (5) years during the interim until the facility is decommissioned. Owner/operator must provide copies of initial baseline report and subsequent reports to the zoning administrator. Should a negative finding indicating contamination from the solar panels occur, contamination must be remedied by the owner/operator to applicable state and federal standards.

g. Prior to final site plan approval, an owner, lessee, or developer of real property shall enter the following agreement and provide them to the zoning administrator for review and approval:

i. A written agreement to decommission solar energy equipment, facilities, or devices upon the following terms and conditions:

a) If the party that enters into such written agreement with the county defaults in the obligation to decommission such equipment, facilities, or devices in the timeframe set out in such agreement, the locality has the right to enter the real property of the record title owner of such property without further consent of such owner and to engage in decommissioning; and

b) Such owner, lessee, or developer shall provide financial assurance of such performance to the county in the form of certified funds, cash escrow, bond, letter of credit, or parent guarantee, based upon an estimate of a professional engineer licensed in the commonwealth, who is engaged by the applicant, with experience in preparing decommissioning estimates and approved by the county; such estimate shall not exceed the total of the projected cost of decommissioning, plus a reasonable allowance for estimated administrative costs related to a default of the owner, lessee, or developer, and an annual inflation factor.

c) Decommissioning of discontinued or abandoned large solar energy systems shall include the following:

i. Physical removal of all solar energy equipment and above-ground appurtenant structures from the subject property including, but not limited to, buildings, machinery, equipment, cabling and connections to transmission lines, equipment shelters, security barriers, electrical components, roads, unless such roads need to remain to access buildings

retrofitted for another purpose, or the landowner submits a request to the board of supervisors that such roads remain.

ii. Below-grade structures, such as foundations, underground collection cabling, mounting beams, footers, and all other equipment installed with the system shall be completely removed: however, these structures may be allowed to remain if a written request is submitted by the landowners and a waiver is granted by the Board of Supervisors.

iii. Compacted soils shall be decompacted as agreed to by the landowner.

iv. Restoration of the topography of the project site to is pre-existing condition, except that any landscaping or grading may remain in the after-condition if a written request is submitted by the landowner and a waiver is granted by the board of supervisors.

v. Proper disposal of all solid or hazardous materials and wastes from the site in accordance with local, state, and federal solid waste disposal regulations.

h. During and at the end of project construction, any damage done to public roads by solar farm construction equipment shall be repaired in accordance with VDOT standards and specifications. Post construction damage shall be identified based on inspections by VDOT with the developer or their agent, prior to construction and upon completion, identifying the items for repair. Additionally, at the request of VDOT, in order to ensure the safety of the traveling public, some damages may need to be addressed immediately.

i. Facilities shall not be located within the limits of the County's Development Service Districts.

j. The facilities themselves must be wholly located within a two mile radius of existing substations and/or high voltage transmission lines.

k. The total acres of prime farm soils and soils of statewide importance that may be within the fence of a utility scale solar facility pursuant to issued and active CUPs shall be limited to a maximum of 2% of the

County's total number of prime farm soils and soils of statewide importance, or 2,446 acres.

l. For projects that are connected to transmission lines, the applicant shall provide detailed capacity information to the Planning Commission for each project which shall include at a minimum, but not limited to, available capacity in MW on the effected distribution lines and any details that may impact future energy generation projects, such as scheduled power generation facility decommissionings, transmission system capital improvements or other events impacting transmission line capacity.

m. The facility operator shall prepare and submit an annual activity report to the Zoning Administrator to be shared with the Planning Commission and Board of Supervisors.

n. The applicant shall provide documentation demonstrating the selected panels and all power generating equipment initially installed and replaced qualify, for disposal purposes, as nonhazardous waste under applicable US EPA regulation using a Toxicity Characteristics Leaching Procedure or equivalent laboratory analysis.

o. The applicant shall submit an Emergency Response Plan at the time of site development plan application for review and approval by the County, which shall detail fire suppression methods that will be immediately deployed during both construction and operation of the facility. The plan shall include a training program to be provided to emergency responders about safety for on-site incident response. Initiation and frequency of training will be coordinated between the Department of Emergency Services and the facility operator. The applicant shall install a Knox Box or other remote access technology at the facility to ensure emergency responders have access to the facility should the need arise.

p. The operator shall post a notification sign at each site entrance that states (a) the rated nameplate capacity, (b) the name of the project owner, and operator (if different from the owner), (c) the street address

of the site, and (d) a 24-hour emergency contact phone number for the operator.

q. On-site energy storage shall require a separate conditional use permit.

r. The applicant shall be responsible for any costs incurred by the County for additional staff and/or third party inspectors for inspection services.

s. Topsoil is not permitted to be removed from the property.

t. The portion of the subject property supporting solar panels shall be enclosed by security fencing of a type that is harmonious with the rural, agricultural, and historical character of the County while meeting federal and state regulations for solar electric generating facility fencing as determined by the Zoning Administrator adjacent to all public rights-of-way, residential property, properties eligible for listing on the National Register of Historic Places, and civic uses prior to final site plan approval.

u. Fencing shall be placed around the solar arrays, inverters, and substation only and not the whole site in order to provide wildlife corridors.

v. The applicant shall provide an appraisal report from an independent appraiser approved by the Zoning Administrator on the impact of the facility on nearby property values.

The motion was adopted (4-1) with Supervisors McCarty, Acree, Grice and Jefferson voting in favor of the motion and Supervisor Rosie voting against the motion.

NEW BUSINESS

Krohn Subdivision Ordinance Waiver Request Application of Paul and Terri Krohn, Owners, for a Waiver to Section 3.2.4.A.4 and Section 5.9.1.C of the Subdivision Ordinance to Allow a Family Member Subdivision on a Private Thirty-Foot Ingress/Egress Easement Not Built to Public Standards Which Serves More Than Two Lots.

Sandy Robinson provided an overview of the waiver request application.

On motion of Supervisor Jefferson, the application was approved. The motion was adopted unanimously (5-0) with Supervisors McCarty, Acree, Grice, Jefferson and Rosie voting in favor of the motion and no Supervisors voting against the motion.

ADJOURNMENT

At 9:30 p.m., Chairman McCarty declared the regular meeting adjourned.

_____
William M. McCarty, Sr., Chairman

_____
Carey Mills Storm, Clerk

BACKGROUND:

The Board of Supervisors has previously directed that an opportunity be provided for monthly status briefings from Board members who serve as representatives on various regional committees and authorities on behalf of the County.

BUDGETARY IMPACT:

None

RECOMMENDATION:

Receive the report.

ATTACHMENTS:

Description	Type	Upload Date
2022 Regional Reports	Backup Material	7/19/2022

2022 BOARD MEMBER REGIONAL REPRESENTATIVE

(Appointed by Board Vote)

Organization	Member	Term Expires
Eastern Virginia Regional Industrial Facility Authority	Grice	No Set Term
Hampton Roads Alliance	Grice	No Set Term
Hampton Roads Military Federal Facilities Alliance	Rosie	No Set Term
Hampton Roads Planning District Commission	Acree	No Set Term
	Keaton	No Set Term
Hampton Roads Transportation Accountability Commission	McCarty	No Set Term
Hampton Roads Transportation Planning Organization	McCarty	No Set Term
	Keaton	No Set Term
Hampton Roads Workforce Council	Grice	No Set Term
Southeastern Public Service Authority	Keaton	December 2025
	Etheridge/Alternate	December 2025
Western Tidewater Community Transportation Collaborative	Grice	No Set Term
Western Tidewater Regional Jail Authority	Jefferson	No Set Term
	McCarty	No Set Term
	Keaton	No Set Term
Western Tidewater Water Authority	Grice	June 2022
	Acree	June 2022
	Jones/Alternate	June 2022

BACKGROUND:

Board members will consider and make appointments of individuals to various local and region organizations as noted on the Appointments Page.

BUDGETARY IMPACT:

None

RECOMMENDATION:

Appoint individuals to various local and region organizations as noted on the Appointments Page.

ATTACHMENTS:

Description	Type	Upload Date
Appointments Page	Cover Memo	6/23/2023
Blackwater Regional Library Board - Attachment	Cover Memo	5/25/2023
Board of Equalization	Cover Memo	6/22/2023
EDA	Cover Memo	6/22/2023
Energy Task Force	Cover Memo	5/25/2023
Social Services - Attachment	Cover Memo	6/23/2023

BOARDS/COMMISSIONS/COMMITTEES

Boards/Commissions/Committees	Appointees	Contact	District	Expiration	
Blackwater Regional Library Board	Replacement for Catherine Funk (See Attached)	757-562-4931	At-Large Member	June	2023
Board of Equalization	Representative for District 5 (See Attached)				
Board of Zoning Appeals	Shawn Carr	757-650-8062	Carrsville/District 5	June	2023
Chamber of Commerce	Don Robertson, Ex-officio			July	2023
Commission on Aging	Maggie Richards - Resigned	757-371-9010	Windsor/District 4	Dec.	2023
Economic Development Authority	Replacement for Tony Ambrose (See Attached)		Town of Windsor	June	2023
Energy Task Force	Representative for District 5 (See Attached)				
Historical Architectural Review Com.	W. Lee Duncan	757-356-1112	Hardy/District 3	Jan.	2023
Social Services Board	Reginia Joyner	757-478-6381	Windsor/District 4	June	2023
Social Services Board	Joseph Puglisi (Resigned-See Attached)		Newport/District 2	Aug	2026
Wetlands Board	Replacement for Wilson Holland		Windsor/District 4	Feb.	2023

Carey Mills Storm

From: Carey Mills Storm
Sent: Tuesday, May 23, 2023 1:36 PM
To: 'Ben Neal'
Subject: RE: Library Board Re-appointment

Great Ben. I will pass your information along to the Board.

Carey Mills Storm
Clerk to the Board of Supervisors
Isle of Wight County
Post Office Box 80
Isle of Wight, Virginia 23397
(757) 365-6255
cstorm@isleofwightus.net

From: Ben Neal <bneal@blackwaterlib.org>
Sent: Tuesday, May 23, 2023 11:47 AM
To: Carey Mills Storm <cstorm@isleofwightus.net>
Subject: RE: Library Board Re-appointment

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi, again,

Other than Ms. Rickmond (whose name I sent you below...I don't know her but my departing board member endorses her), the other name I can think off the top of my head is Kathy Lippard, who lives in Smithfield , is an avid library user, and expressed interest in the library board a few years ago but I think at the time there wasn't a vacancy. I can't speak to whether she would still be interested, but if Ms. Rickmond isn't a fit for the board, Ms. Lippard might be worth giving a call.

Kathy Lippard, 17177 Days Point Road, Smithfield. kblmar@aol.com 757-357-7776

Sandi Rickmond
24153 Butler Ave
Windsor
757-897-2265

Ben Neal
Library Director
Blackwater Regional Library
22511 Main Street

blackwater regional library

Franklin Isle of Wight Southampton County Library System

www.blackwaterlib.org

Mr. Randy Keaton
Isle of Wight County Administrator
P.O. Box 80
Isle of Wight, VA 23397

March 22, 2023

Re: Board Appointment

Dear Mr. Keaton,

Isle of Wight County member of the Blackwater Regional Library Board of Trustees, Ms. Cathy Funk, will reach the end of her term on June 30, 2023. Ms. Funk has served two full terms on the Board and we appreciate her efforts on behalf of the Library.

We respectfully request you appoint a new trustee to serve on our board. This will be a new appointee for a term of four years, expiring on June 30, 2027.

Please make sure the "new member" is aware that the Board of Trustees meets nine times a year on the third Wednesday of each month at 3:00 p.m. The meeting usually lasts for approximately two hours. The Board usually meets the Franklin branch. Trustees are also asked to be a member of a committee and these committees usually meet outside of the normal board meeting to discuss business matters in order to expedite regular board meeting time. This could mean a commitment of an additional one to two hours per month.

Enclosed is a general description of duties that can be expected of appointed members for reference.

We appreciate your attention to this matter. Thank you for your continued support of the library and its programs.

Very Best Regards,

Ben Neal
Library Director
757-653-0298 ext. 303
bneal@blackwaterlib.org

Board of Trustees

Board Mission and Vision

A public library board has the primary responsibility for the success of the library, both now and in the future. Trustees have a legal responsibility to successfully maintain a public, nonsectarian library for all residents in the library's service area.

Expectations of a Board of Trustees:

- Attend meetings regularly
- Participate in a Board orientation
- Share skills on committees
- Understand the community and its needs
- Exercise discretion and respect confidentiality outside board meetings
- Avoid conflicts of interest and put personal agendas aside when making decisions
- Actively support the implementation of board decisions
- Have an open mind and respect differing viewpoints
- Respect diversity
- Focus on a secure future for the library

As a governing body, the Board of Trustees:

Advocates for the library within the community by:

- Seeking funding opportunities
- Supporting planned programs of public relations
- Meeting with local officials to communicate library issues
- Representing the library patrons' concerns and their perspectives

Develops a strategic plan that:

- Guides and articulates the goals and objectives to be achieved
- Determines sound decision-making and priorities
- Measures the quality and effectiveness of services and programs
- Reflects contemporary library practices and future trends

Nurtures fiscal responsibility through:

- The preparing of a budget
- Scheduled monitoring of that budget and other financial progress reports
- Pursued opportunities, such as grants, campaign development, and other funds
- Communication of fiscal needs with supporting agencies
- Careful investments

Crafts policies that:

- Comply with all laws
- Form a framework of acceptable expected practices, behaviors, and procedures
- Support the mission, goals, and objectives of the library
- Outline personnel issues
- Describe facilities use and access
- Are adopted, enforced, and updated

Board of Trustees

Ensures qualified leadership by:

- Hiring a library director who manages the day-to-day operations
- Evaluating the director annually

EQUALIZATION BOARD

ONE-YEAR TERM: July 1, 2023-June 30, 2024

	APPOINTED	EXPIRES	NEXT REASSESSMENT
DISTRICT 4			
T. Dale Scott 9 Virginia Avenue Windsor, Vireginia 23487	Apr-23	July 2023-June 2024	Jul-24
DISTRICT 5			
VACANT		July 2023-June 2024	Jul-24
DISTRICT 2			
Thomas E. Finderson, Jr. 24661 Sugar Hill Road Carrollton, Virginia 23314 291-6502	Mar-23	July 2023-June 2024	Jul-24
DISTRICT 1			
David L. Holland 106 Lochview Smithfield, Virginia 23430 757-848-3915	Mar-23	July 2023-June 2024	Jul-24
DISTRICT 3			
Otto Williams 17641 Morgarts Beach Road Smithfield, Virginia 23430	Apr-23	July 2023-July 2024	Jul-24

Send letter of recommendation to the County Attorney & Commissioner of Revenue

NOTE: This mandatory Board recommends individuals to the Circuit Court Judge for a one-year term.

BOARDS/10

Local Roots, Global Reach
ISLE OF WIGHT
COUNTY, VIRGINIA
ECONOMIC DEVELOPMENT AUTHORITY

MEMORANDUM

TO: **County Administrator**

FROM: **Economic Development Director**

SUBJECT: **EDA Board Member Nominee – Town of Windsor**

DATE: **May 31, 2023**

An EDA Board position will become vacant on June 30, 2023, a seat traditionally filled by a citizen of the Town of Windsor. EDA Chairman Keen, EDA Counsel Bobby Jones and I met with the candidate to ensure that he understands the duties and commitments of an EDA Board member.

On behalf of Chairman Keen, I am forwarding this recommended appointee to the Board of Supervisors, as per the EDA By-Laws, for consideration and appointment:

Town of Windsor: **Rev. R. Samuel Askew** – 35 Church Street, Windsor

Feel free to contact me if you have any questions and thank you for your assistance.

cc: Carroll Keen, Jr., Chairman, EDA Board of Directors
Bobby Jones, County Attorney
Don Robertson, Assistant County Administrator

P.O. Box 80
17146 Monument Circle
Isle of Wight, VA 23397
(757) 356-1962

ENERGY TASK FORCE

Created: February 23, 2023

APPOINTEES	DISTRICT	DATE APPOINTED
Thomas Distefano 15151 Batiste Court Carrollton, VA 23314 (757) 708-0880	2	23-Feb-23
Lewis Edmonds 23427 John Henry Street Windsor, VA 23487 (757) 871-6550	4	16-Mar-23
Lynn Barlow Briggs 211 North Mason Street Smithfield, Virginia 23430 (757) 365-1611	1	16-Mar-23
David Tucker 6251 Old Stage Highway Smithfield, VA 23430 (757) 334-3726	3	16-Mar-23
DISTRICT 5 (VACANT)	5	
AT-LARGE APPOINTEE (Town of Smithfield) Michael G. Smith 104 Commerce Street Smithfield, VA 23430 (757) 576-4203		Apr-23
At-LARGE APPOINTEE (VACANT)		

Barbara Stafford, Chair

IOWDSS Board

3 Moon Creek Circle

Smithfield, VA 23430

Dear Barbara:

I am writing this to confirm what we discussed at the May 16, 2023 IOWDSS Board meeting and that is that I have resigned from the IOWDSS Board effective at the close of the May 16, 2023 meeting.

Respectfully,

Joseph Puglisi

ISSUE:

Update on the Curbside Refuse Collection Transition

BACKGROUND:

Representatives from GFL will provide an update to the Board relative to the recent transition for the curbside collection of household refuse.

BUDGETARY IMPACT:

None.

RECOMMENDATION:

For the Board's information.

ISSUE:

Application ZA-4-22 of Corey D. Depaula, Property Owner, for an Amendment to Conditional Zoning to Amend the List of Permitted Uses to Limit the Uses to Only a Construction Yard on Vacant Located at 32424 Green Oaks Lane in the Conditional-General Commercial Zoning District

BACKGROUND:

The subject property is located on Green Oaks Lane which is a private paved road. The entire parcel consists of approximately .73 acres. The parcel is zoned Conditional General Commercial (C-GC) and is a vacant open field. The property is located in the Highway Corridor Overlay (HCO) District and is surrounded by largely residential uses. To the north is a railway owned by CSX Transportation and several other properties zoned Rural Agricultural Conservation (RAC). To the south are four residential properties zoned RAC along Green Oaks Lane. To the west of the site are agricultural parcels zoned RAC which are also owned by the applicant. To the east is a property zoned Conditional-Limited Commercial (C-LC) and improved with a commercial building.

The subject property was conditionally rezoned for commercial use in April 1999. As a part of the 1999 rezoning, the conditions specifically allow for commercial sales and rental of automobile parts, supplies, tire shops, drug stores, food and beverage stores, retail sales, antique shops, etc. A detailed list of all uses approved with the original rezoning is attached to this report.

In November 2022, the applicant applied to remove the prior approved use conditions and proposed that the construction yard use be the only use permitted on site, which requires the applicant to amend the conditional zoning.

The applicant requests to amend the current C-GC zoning district list of permitted uses to allow only a construction yard. Construction yard is defined as establishments housing facilities of businesses primarily engaged in construction activities, including the outside storage of materials and equipment used for the business operations. Typical uses may include site work companies to include excavating and grading activities, roadway construction and utility infrastructure companies, and other heavy construction companies. No additional uses have been proposed with this amendment.

The proposed use leases modular barges for exterior ship repair and upkeep. The

applicant will be the owner and operator of the business. The owner will transport modular barges via flatbed trucks to off-site locations (shore-based); therefore, there will be no customer traffic to the site. The only activity proposed for the site is the storage of equipment related to the business operation. The proposed use will be located partially in a proposed equipment storage building structure with an outdoor storage yard. There will be one employee which will be the owner/operator. The concept plan shows a proposed building of 36 feet by 48 feet with a steel frame and plywood exterior. A wood fence is proposed along the property line to help shield the business operation from view. Six parking spaces are required for the use and have been proposed within the side yard. The property is not currently serviced by a well and septic system. Should there ever be a need for a well and septic system for business operations, Health Department approval will be required.

The property is served by Green Oaks Lane, a private road which does not have a road maintenance agreement in place. The owner proffers to maintain the section of road which fronts his property. Green Oaks Lane also crosses CSX right-of-way, which cannot be maintained by the property owner, prior to its intersection with Carrsville Highway (Rte. 58).

A full analysis of the consistency of the application with County plans and ordinances is included in the attached Planning Commission staff report.

BUDGETARY IMPACT:

None

RECOMMENDATION:

The Planning Commission recommended approval of this request by a vote of eight in favor and zero against the motion. Staff also recommends approval of the application.

ATTACHMENTS:

Description	Type	Upload Date
Staff Report	Backup Material	7/3/2023
Application	Backup Material	5/12/2023
Concept Plan	Backup Material	5/12/2023
Previous Proffers	Backup Material	6/12/2023
Community Impact Statement	Backup Material	6/12/2023
Location Map	Backup Material	5/12/2023

Location Closeup Map	Backup Material	5/12/2023
Land Use Map	Backup Material	6/14/2023
Zoning Map	Backup Material	5/12/2023
Revised Proffers June 20, 2023	Backup Material	6/22/2023
Green Oaks Lane Road Maintenance Agreement	Backup Material	6/22/2023
Ordinance	Ordinance	7/5/2023

PLANNING REPORT

APPLICATION:

Application ZA-4-22 of Corey D. Depaula, property owner, for an amendment to conditional zoning to amend the list of permitted uses to limit the uses to only a construction yard. The property is currently vacant and is located at 32424 Green Oaks Lane with tax parcel number 69-01-093 in the Conditional-General Commercial zoning district.

ELECTION DISTRICT:

District 5

LOCATION:

The subject property is located on Green Oaks Lane which is a private paved road. The entire parcel consists of approximately .73 acres. The parcel is zoned Conditional General Commercial (C-GC) and is a vacant open field. The property is located in the Highway Corridor Overlay (HCO) District and is surrounded by largely residential uses. To the north is a railway owned by CSX Transportation and several other properties zoned Rural Agricultural Conservation (RAC). To the south are four residential properties zoned RAC along Green Oaks Lane. To the west of the site are agricultural parcels zoned RAC which are also owned by the applicant. To the east is a property zoned Conditional-Limited Commercial (C-LC) and improved with a commercial building.

BACKGROUND:

The subject property was conditionally rezoned for commercial use in April 1999. As a part of the 1999 rezoning, the conditions specifically allow for commercial sales and rental of automobile parts, supplies, tire shops, drug stores, food and beverage stores, retail sales, antique shops, etc. A detailed list of all uses approved with the original rezoning is attached to this report.

In November 2022, the applicant applied to remove the prior approved use conditions and proposed that the construction yard use be the only use permitted on site, which requires the applicant to amend the conditional

zoning.

DESCRIPTION:

The applicant requests to amend the current C-GC zoning district list of permitted uses to allow only a construction yard. Construction yard is defined as establishments housing facilities of businesses primarily engaged in construction activities, including the outside storage of materials and equipment used for the business operations. Typical uses may include site work companies to include excavating and grading activities, roadway construction and utility infrastructure companies, and other heavy construction companies. No additional uses have been proposed with this amendment.

The proposed use leases modular barges for exterior ship repair and upkeep. The applicant will be the owner and operator of the business. The owner will transport modular barges via flatbed trucks to off-site locations (shore-based); therefore, there will be no customer traffic to the site. The only activity proposed for the site is the storage of equipment related to the business operation. The proposed use will be located partially in a proposed equipment storage building structure with an outdoor storage yard. There will be one employee which will be the owner/operator.

The concept plan shows a proposed building of 36 feet by 48 feet with a steel frame and plywood exterior. A wood fence is proposed along the property line to help shield the business operation from view. Six parking spaces are required for the use and have been proposed within the side yard.

The property is not currently serviced by a well and septic system. Should there ever be a need for a well and septic system for business operations, Health Department approval will be required.

The property is served by Green Oaks Lane, a private road which does not have a road maintenance agreement in place. The owner proffers to maintain the section of road which fronts his property. Green Oaks Lane also crosses CSX right-of-way, which cannot be maintained by the property owner, prior to its intersection with Carrsville Highway (Rte. 58).

COMPREHENSIVE LAND USE PLAN:

The parcel is designated as Suburban Residential (SR) on the future recommended land use map in the Comprehensive Plan. The SR land use consists of single-family homes, preservation of environmental features, and community amenities. Non-residential uses appropriate for the SR land use may include parks, trails, schools, churches, and libraries. Any non-residential use should be supportive of the residential use and enhance development when in proximity.

While the C-GC zoning of the property is not generally consistent with the SR future land use designation of the parcel area and surrounding area, the proposed use is consistent with the existing GC zoning district, save for the existing conditions of use that were approved that must be amended to allow this specific use.

ORDINANCE REVIEW:

The applicant has conditioned in their proffer statement that the only additional use to be added is construction yard and all other prior conditioned uses are to be removed. The Zoning Ordinance includes the construction yard use as an industrial use type. The use was not included in the 1999 requested conditional rezoning for this parcel.

The parcel is located in the HCO District. Article VI, Section 6-3001 of the Zoning Ordinance states that the purpose of the HCO district is to protect the aesthetic and visual character of lands in Isle of Wight County adjacent to major existing and proposed highway corridors, as defined in the Zoning Ordinance, and to provide for and promote their orderly development. To meet the intent of the HCO District, the proposed building design, building materials, and outdoor storage area must comply with the District's design standards during site plan review, at which time all other applicable regulations of the Zoning Ordinance including parking, landscaping, lighting, etc. will be addressed. For example, the applicant has proposed a wooden fence along the property line as is required for outdoor storage areas and to help shield the business operation from view.

The applicant will be responsible for installing screening landscaping along the fence and along the perimeter in accordance with Article VII of the Zoning Ordinance. One parking space per 5,000 square feet of storage area is required with the use. Based on a review of the applicant's conceptual design for the proposed building included with this application, staff has informed the applicant that the conceptual building design and materials may require an exception request approval from the Board of Supervisors prior to final site plan approval.

The subject property does not contain a Special Flood Hazard Area (SFHA). This property is not in the Chesapeake Bay Preservation Area (CBPA) Overlay District and does not include a Resource Protection Area (RPA). It is in the Blackwater River watershed.

AGENCY REVIEW:

This application was forwarded to the following departments for their review:

- Economic Development: Economic Development is supportive of the applicant's use of the property as indicated in the application documents.
- Virginia Department of Transportation: No concerns.
- County Attorney: No concerns expressed with this application.
- Emergency Services: No concerns expressed with this application.
- General Services: No concerns expressed with this application.

STAFF CONCLUSIONS:

This zoning amendment will not impact public safety, schools, or services (public water and sewer or stormwater facilities) serving the existing property. Based on the description of the business operation, there would be minimal noise generated from the business and the business will produce a low volume of vehicular trips generated only by the owner and operator.

The following strengths and weaknesses have been found for this request:

Strengths:

1. The use is consistent with conditional use in the GC zoning district and would normally be allowed with a Conditional Use Permit (CUP) in this zoning district but may be included as an amendment to the existing conditional GC zoning.
2. Noise levels and traffic volume will be low.
3. In addition to the private road maintenance agreement, the applicant proffers to maintain the section of road which fronts his property.

Weaknesses:

1. The proposed use is not consistent with the SR future recommended land use.
2. The proposed building design does not meet HCO architectural and site design requirements which may be remedied at site plan submittal.

STAFF RECOMMENDATION:

Due to the low-impact nature of the proposed use is consistent with the existing GC zoning district, staff recommends approval of the application.

ATTACHMENTS:

Description	Type	Upload Date
Application	Backup Material	5/12/2023
Concept Plan	Backup Material	5/12/2023
Previous Proffers	Backup Material	6/12/2023
Community Impact Statement	Backup Material	6/12/2023
Location Map	Backup Material	5/12/2023
Location Closeup Map	Backup Material	5/12/2023
Land Use Map	Backup Material	6/14/2023
Zoning Map	Backup Material	5/12/2023
PC Resolution ZA-4-22	Resolution	6/20/2023
Revised Proffers June 20, 2023	Backup Material	6/22/2023

ISLE OF WIGHT
COUNTY, VIRGINIA

APPLICATION FOR REZONING/CONDITIONAL ZONING AMENDMENT

This application should be used to petition for a change to the Official Zoning Map or for an amendment of zoning conditions. The following application requirements are consistent with the procedures set forth in Section 1-1015, *Amendments*, of the Isle of Wight County Zoning Ordinance, as amended.

[ ] Rezoning

[ ] Conditional Rezoning (Are voluntary proffered conditions attached?):_____Yes _____ No

Request to change the subject property(s) from the_____to the_____zoning district.

Proposed Use or Activity: _____

_____

[x] Amendment to Conditional Zoning

Request to change conditional zoning as follows (Attach current and proposed conditions): _____

Add approved use: Equipment Sales and Rental.

B. PROJECT DESCRIPTION:

Project Name: _____

Property Address (if any): 32424 Green Oaks Ln, Franklin, VA

Election District: D-5

Comprehensive Plan Designation: SR

The rezoning will apply to .73 acres out of .73 total acres

Tax Parcel Identification # 69-01-093 Number of Acres to be Rezoned: _____

Requesting Zoning District Change from: C-GC to C-GC

Tax Parcel Identification #_____Number of Acres to be Rezoned: _____

Requesting Zoning District Change from:_____to _____

Tax Parcel Identification #_____Number of Acres to be Rezoned: _____

Requesting Zoning District Change from:_____to _____

Proposed Utilities (check all that apply): Public Water_____Private Well _____

Public Sewer_____Private Septic _____

C. **APPLICATION INFORMATION:**

Applicant(s) Name(s): Corey D. Depaula

Address: 1657 Powhatan St.

City, State, Zip Code: Norfolk, VA 23511

Phone No.: 619-977-7782 Email: lostinnavy18@gmail.com Fax No.:

Property Owner(s) Name(s): Corey D. Depaula

Address: 1657 Powhatan St.

City, State, Zip Code: Norfolk, VA 23511

Phone No.: 619-977-7782 Email: lostinnavy18@gmail.com Fax No.:

02SEPT2022

Applicant Signature **Date**

Owner Signature ***if different*** **Date**

NOTICE: THE ATTACHED CHECKLIST MUST BE COMPLETED, CERTIFIED, AND SUBMITTED OR THE APPLICATION WILL BE CONSIDERED INCOMPLETE.

Remit Application to: Isle of Wight County Central Permitting, 17140 Monument Circle, Suite 100
P. O. Box 80, Isle of Wight, Virginia 23397

FOR OFFICE USE ONLY:

Complete Application Received On: _____ Fees Paid: _____
Tax Query: [ ] Current [ ] Delinquent Distribution Date: _____
Posted/Date to Post: _____

AGENCIES REFERRALS:

____ Department of Conservation & Recreation	____ Inspections
✓ Economic Development	____ Sheriff's Office
✓ Emergency Services	____ Town of Smithfield
✓ General Services	____ Town of Windsor
____ Environmental Planner	✓ VDOT
____ Health Department	____ Schools
____ Transportation Manager	____ Budget & Finance
____ Commission of Revenue	✓ County Attorney
____ Other _____	

Verified By: Quinton S. Blow Date: 10/18/2022

COUNTY OF ISLE OF WIGHT
DISCLOSURE OF REAL ESTATE HOLDINGS

Applicant Corey D. Depaula

Address 1657 Powhatan St.
Street

Norfolk VA 23511
City State Zip

REAL ESTATE HOLDINGS TO BE AFFECTED

Location or Address	Description
32424 Green Oaks Ln, Franklin, VA	TP# 69-01-093

OTHER OWNERS OF AFFECTED REAL ESTATE
(Not Required for Corporation whose stock is traded on a national or local stock exchange or having more than 500 shareholders.)

Name of Individuals Corporation/Partnership Business Association	Address

Does any member of the Isle of Wight County Planning Commission or governing body have any interest in such property, either individually, by ownership of stock in a corporation owning such land, partnership, as the beneficiary of a trust, or the settlor of a revocable trust, or whether a member of the immediate household of any member of the Planning Commission or governing body has any such interest? Y Yes (Y No)
If yes, names of members:

I do solemnly swear that the foregoing statement(s) and attachments(s), if any, are complete, correct, and true.

Applicant: COREY D. DEPAULA (Printed or Typed Name) Applicant: _____ (Signature) Date: 02SEPT2022

Commonwealth of Virginia
~~County of Isle of Wight~~ City of Norfolk (My).

Subscribed and sworn to before me M. Umair Khan,
A Notary Public in and for the ~~County of Isle of Wight~~, Commonwealth of Virginia, this 2nd day of September, 2022.

MUHAMMAD-UMAIR KHAN
NOTARY PUBLIC
REGISTRATION # 7679931
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
MAY 31, 2024

_____
Notary Public

My Commission Expires 05/31/2024

REZONING/CONDITIONAL ZONING AMENDMENT APPLICATION CHECKLIST

****Both checklist and application required upon submission to central permitting or application will not be accepted****

In conjunction with Section 1-1015, *Amendments*, of the Isle of Wight County Zoning Ordinance, as amended, the following information shall be submitted for a Rezoning/Conditional Zoning Amendment Application. Please note that it is the applicant's responsibility to ensure that the application is in compliance with all Federal, State and County regulations.

No application for a rezoning shall be certified as complete unless the following information is provided. The required number of copies may be reduced with permission of the Zoning Administrator.

- ☒ Application: Ten (10) copies of the original, executed application, one (1) digital copy of all application documents, and one (1) original executed application. Both the applicant(s) and the property owner(s) must have their signature(s) notarized on page 3 of the application.

- ☒ Fees. Application fee must be submitted with the application. Checks should be made payable to: Treasurer, Isle of Wight County.

- ☒ Statement of the reasons for seeking such amendment, and if applicable, a statement of proffered conditions with owner(s) original, notarized signature. Ten (10) copies required.

- ☒ Narrative description. Description of current condition and use of the property, to include the Tax Parcel Identification Number. Ten (10) copies required.

- ☒ Concept plan. Ten (10) of plan DRAWN TO SCALE showing the following items:
  - A vicinity map at a scale of no less than one (1) inch equals two thousand (2,000) feet
  - Title of drawing
  - Date of drawing
  - Existing wood line
  - North arrow
  - Scale bar
  - Current zoning of parcel(s) to be rezoned, including tax map number(s) and owner(s)
  - Current zoning of adjacent parcel(s), including tax map number(s) and owner(s)
  - Street names including route number and width(s) of the right-of-way(s)

- ☐ Supplemental material. Ten (10) copies of any additional information required for the proposed use in accordance with Section 5-5000, *Supplementary Use Regulations*, of the Zoning Ordinance.

- ☒ Community Impact Statement. Required for residential subdivisions of five (5) or more lots, planned development, commercial, industrial, or miscellaneous rezoning/conditional zoning amendment applications. Please refer to Section 1-1015.F for detailed requirements of the Community Impact Statement. Ten (10) copies required.

N/A Water Quality Impact Assessment. Ten copies for any rezoning in the Chesapeake Bay Preservation Area prepared in accordance with Appendix B-1 of the County Code for applications containing any of the following:

- will disturb any portion of the 100-foot buffer area of a Resource Protection Area (RPA), or any component identified in Section 3000.B.1 of the Chesapeake Bay Preservation Area Ordinance;
- contains ten (10) acres or more for any use, other than a development of single family detached residential lots;
- contains twenty-five (25) acres or more for the development of single family detached residential lots; or,
- any other development that may warrant such assessment due to the unique characteristics of the site or intensity of the proposed use or development, as may be required by the Zoning Administrator.

N/A Planned Development supplemental information. Ten (10) copies shall be submitted in accordance with Section 4-14005, *Submission Requirements,* of the Zoning Ordinance.

☐ All real estate taxes must be paid and current at the time of submittal; otherwise, the submittal will be refused at the counter.

☒ Voluntary Proffer Statement if applicable

☐ Waiver and Release of Claims if cash proffer is proposed

I, the undersigned, certify that this application is complete, accurate and contains all required and requested information, documents and other submittals, and that all statements made herein are, to the best of my knowledge, true and correct. I further certify that I have exercised due diligence to obtain the most recent, complete and correct information available. I understand that any section not completed in its entirety may delay processing of this application and the date of the Planning Commission public hearing and that the submittal of a complete application does not guarantee the application will be placed on the next available Planning Commission agenda.

Signature

50 feet
20 m
NCEPT PLAN 20DEC2022
424 Green Oaks Ln.
anklin, VA
NORTH
Recycled crushed paved asphault [redacted] with 6 parking spots
14' wide gate entrance
35' front setback
6' treated wood fence surrounding property
TP 69-01-092 LC
Branche, Susan Whitley
TP 69-01-093 GC
Depaula, Corey D.
65' x 30' x 15' storage shelter
40' flatbed trailers and incidental storage area
TP 69-01-094 RAC
Depaula, Corey D.
TP 69-01-092B RAC
Saunders Ronald Lee & Judith E.
TP 69-01-089 RAC
Crossways Farms LLC
TP 69-01-091 RAC
Anderson, Wesley A.

Structure Dimensions
ERECTED SIZE
36'W x 48'L x 14'H
ROOF PITCH
3:12
SIDE WALL HEIGHT
14'
PEAK HEIGHT
18'6"
ON CENTER SPACING
6'
TRUSS BRACE DESCRIPTION
Custom Web w/ 42" KB&BPR
GROUND-TO-TRUSS BRACE CLEARANCE
Approx. 14'
WALK DOOR OPENING SIZE
36"W x 80"H
SPECIAL NOTE ON FRAME LENGTH
Actual frame length is 48' long with 6' on center truss spacing
STEEL FRAME
2" x 4" 14 gauge tubing made of the highest quality domestic glavanized steel
GROUND/ROOF/WIND
33PSF Ground / 25PSF Roof, 115MPH Wind
PERMITTING NOTE
If permitting is required by your city/county, truss bracing is mandatory. Call VersaTube for additional information.
Warranty Details
FRAME WARRANTY
20-year limited + product pledge
Shipped Dimensions
FRAME WEIGHT
4436.84
MANUFACTURING SOURCE
We manufacture all DIY frame kits in the USA using American sourced materials.
Summit Series DIY garage frame kit includes roof purlins and side girts for applying vertical sheet metal panels or other roofing or siding materials. Summit Series DIY garage frame kit includes roof purlins and side girts for applying vertical sheet metal panels or other roofing or siding materials. The required side girt components in the Summit design result in a more substantial building frame and allow for the use of plywood or OSB for vinyl or other siding products. And assembly time is drastically reduced with our patented Slip-Fit frame connections.

Actual Length (inches)	95.875	**Green or Kiln-Dried**	N/A
Actual Thickness (inches)	0.593	**Manufacturer Color/Finish**	Natural Rough Sawn
Actual Width (inches)	47.875	**Material**	SYP plywood
CA Residents: Prop 65 Warning(s)	⚠ Prop 65 WARNING(S) -	**Panel Type**	Solid wood
Color/Finish Family	Brown	**Pressure Treated**	X
Common Length (inches)	96	**Series Name**	T1-11
Common Thickness (inches)	0.594	**Type**	Panel siding
Common Width (inches)	48	**Warranty**	Limited lifetime
Coverage Area (Sq. Feet)	32		

Exterior Plywood Panel Siding-
Plytanium T1-11 Natural/Rough Sawn Syp Plywood Panel Siding (0.594-in x 48-in x 96-in)
All wood exterior-grade panel that is ideal for siding applications including home construction, sheds, and other DIY projects
Rough-sawn textured face for beautiful rustic appearance
Rich woodgrain texture of Southern Pine
Attractive 8-in groove pattern
Easy to install with long-term durability
Shiplapped 8-ft edges for a seamless joint
Lifetime limited warranty
Made from Sustainable Forestry Initiative® (SFI®) certified responsible wood sources
Exterior grade panel - suitable for repeated wetting and redrying or long-term exposure to weather and other conditions of similar severity

Dimensions

Approximate Length (ft.)	8	Coverage Area (sq. ft.)	14.3 sq ft
Product Length (in.)	96 in	Product Thickness (in.)	0.01 in
Product Width (in.)	25.75 in		

Details

Color Family	Metallic	Gauge	31
Material	Galvanized Steel	Number per Package	1
Product Weight (lb.)	7.37 lb	Roof Panel Profile	Corrugated
Roof Panel Type	Corrugated Panel		

Gibraltar's galvanized steel corrugated panels are trusted by professionals and homeowners for a variety of applications. This 31-Gauge corrugated galvanized steel panel is a thin utility use panel that's durable for roofing and siding and is also recommended for DIY projects, privacy fencing, planters and garden sheds. Other uses include: back splashes, ceilings, wainscoting and craft projects. The distinctive galvanized finish will stand up to all kinds of weather and can be painted or aged for a variety of interesting visual effects. Corrugated panels are easily cut with shears and being light weight makes them easy to use and transport.

Thin and light weight for ease of use or transport; cuts easily with common aviation snips
31-Gauge thickness, recommended for roof slopes of 3/12 pitch or greater
Corrugated panels will not rot, mildew or warp and can form an effective pesticide-free barrier against termites and other insects
Non-combustible; resistance to fire increases your security and may result in lower insurance premiums
Corrugated panels are a good choice for the environment; after a long service life corrugated panels are still 100% recyclable
21-1/2 in. roof coverage or 24 in. siding coverage
Galvanized steel is a low-maintenance product that is known for durability

Ideally this is the finished building, replacing the metal side panels with wood panels as illustrated on the exterior plywood panel siding (pg. 2). White vinyl trim, and the garage vehicle doors will NOT include windows.

COUNTY of ISLE OF WIGHT

THE COURTHOUSE

April 20, 1999

Mr. Carson Whitley
Whitley-Hawkins Holdings LLC
33030 Green Oaks Lane
Franklin, Va. 23851

Dear Mr. Whitley:

Your application for a change in zoning classification to Conditional General Commercial of .73 acre of land was considered and approved by the Isle of Wight County Board of Supervisors at its Public Hearing on April 15, 1999, subject to the attached proffered conditions.

Please be advised that commercial site plan review is required prior to utilizing the property for any of the approved commercial uses. If you have questions regarding these requirements please call me at 562-3275.

Sincerely,

Jonathan W. Hartley
Director of Planning and Zoning

JWH/sww

32424

69-01-004

Whitley-Hawkins Holdings, L.L.C.

33030 Green Oaks Lane
Franklin, VA 23851-4033

Phone 757-569-8104
Fax 757-569-8807

RECEIVED
MAR 2 2 1999
DEPARTMENT OF
PLANNING AND ZONING

March 19, 1999

Isle of Wight County Board of Supervisors
P.O. Box 80
Isle of Wight, Virginia 23397

Dear Board Members,

I, E. Carson Whitley, Jr , am proffering the following uses as listed in the Table of Permissible Uses of the Zoning Ordinance, as part of my application to rezone to Conditional General Commercial:

2.111.1	3.210	10.110
2.112.1	3.220	10.120
2.112.2	4.210	14.133
2.120	8.100	14.510
2.210.1	8.510	19.200
2.230	9.300	
3.120	9.400	

Thank you for your consideration of this request.

Sincerely,

E. Carson Whitley

E. Carson Whitley, Jr.

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
1.520 Bed and breakfast inns and tourist homes	C			C	C	C	P	P				C	C			P	
1.535 Hotels, motels, convention centers and similar business, or institutions providing overnight accommodations							C	P	C						P	C	C
1.600 Home Occupations	P	P	P	P	P	P						P	P	P		P	
2.000 COMMERCIAL SALES AND RENTAL OF GOODS, MERCHANDISE AND EQUIPMENT																	
2.100 No Storage or Display of Goods Outside Fully Enclosed Building																	
2.110 Retail Sales																	
2.111 High Volume Traffic Generation																	
2.111.1 Automobile parts, supplies and tire stores, drug stores, and food and beverage stores							P	P	P			C			P	P	P
2.111.2 Convenience stores, general stores, or similar uses	C						P	P	P			C		P	P	P	P
2.111.3 Neighborhood centers							P	P						C	P	P	
2.111.4 Community or specialty centers								P							P	P	
2.111.4 Convenience stores with motor vehicle fuel sales	C						C	P	P			C		C	P	P	P

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
2.112 Low Volume Traffic Generation																	
2.112.1 Retail sales such as appliances, books, furniture, gifts, hardware, wearing apparel, photographic and art supplies, and flowers							P	P				C			P	P	
2.112.2 Antique shops	C						P	P				C			P	P	
2.120 Wholesale sales							P	P	P			C			P	P	
2.200 Storage and Display of Goods Outside Fully Enclosed Building																	
2.210 High Volume Traffic Generation																	
2.210.1 Building materials and supplies, garden supplies, boat sales, and heavy equipment sales and service								P	C	C					P	C	P
210.2 Farm and forestry implement storage, sales and service, and feed and grain storage and sales	P											C					
2.220 Low Volume Traffic Generation																	
2.230 Wholesale sales and similar uses							C	P	P	C		C			P	C	P
3.000 OFFICE, CLERICAL, RESEARCH AND SERVICES NOT PRIMARILY RELATED SALE OF GOODS OR MERCHANDISE																	
3.100 All Operations Conducted Within Fully Enclosed Building																	
3.110 Operations Designed to Attract and Service Customers or Clients On Premis																	
3.111 Offices of attorneys, architects, engineers, or other similar professions and insurance and stock brokers, travel agents, government offices							P	P				C			P	P	

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
3.112 Banks and financial institutions, barber and beauty shops, dry cleaning/laundry retail businesses, and laundromats							P	P				C			P	P	
3.120 Operations designed to attract little or no customer traffic other than employees of the entity operating the principal use such as a shoe repair							P	P				C			P	P	
3.130 Offices or clinics of physicians or dentists with not more than 10,000 square feet of gross floor area							P	P				C			P	P	
3.200 Operations Conducted Within and/or Outside Fully Enclosed Building																	
3.210 Operations designed to attract and serve customers or clients on the premises such as plumbing and mechanical contractors and automobile glass repair							C	P	P			C				C	P
3.220 Operations designed to attract little or no customers or client traffic other than the employees of the entity operating the principal use such as furniture repair shops and sign painting							P	P				C				C	P
3.230 Child day centers or programs	C					C	C	P	P	P	P	C	C	C	P	C	C
4.000 MANUFACTURING, PROCESSING, CREATING, REPAIRING, RENOVATING, PAINTING, CLEANING, ASSEMBLING OF GOODS MERCHANDISE, AND EQUIPMENT																	
4.100 All Operation Conducted Entirely Within Fully Enclosed Building																	
4.110 High-volume traffic business with walk-in trade such as a bakery							C	P	P	P					C	C	P
4.120 Low-volume traffic business with walk-in trade such as printing and publishing, dry cleaning plants, and electronic assembly							C	P	P	P					C	C	P

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
4.200 Operations Conducted Within or Outside Fully Enclosed Building																	
4.210 Welding shops, ornamental iron works, machine shops and sheet metal fabrication shops								C	C	P		C			C	C	P
4.200 Bottling, confectionery, and food processing									C	P						C	P
4.230 Sawmills									C	P	P						
4.231 Temporary sawmills	C								C	P							P
4.240 Alcoholic beverage manufacturing								C	C	P							P
4.250 Fertilizer mixing plants									C	P							C
4.260 Brick or block manufacturing, sand and gravel crushing, washing and screening									C	P							C
4.270 Livestock processing or abattoir	C									C							C
4.280 Paper and/or paper product manufacturing and other accessory and/or support uses										P	P						C
4.290 Particleboard and similar wood product manufacturing										P	P						

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
5.000 EDUCATIONAL, CULTURAL, RELIGIOUS, PHILANTHROPIC, SOCIAL, FRATERNAL USES																	
5.100 Schools																	
5.110 Public and private elementary and secondary (including, preschool, kindergarten, associated grounds and athletic and other facilities)	P		P	P	P	P						P	P			P	
5.120 Trade or vocational schools	C					C	C	P				C	C			C	C
5.130 Colleges, universities, community colleges (including associated facilities such as dormitories, office buildings, athletic fields, etc.)	C			C	C	C		C				C	C			C	
5.200 Places of Worship																	
5.210 Churches, synagogues, temples and other places of worship (including associated residential buildings for religious personnel and associated buildings, but not including elementary school buildings)	P		C	C	C	C		P				C	C			C	
5.300 Libraries, Museums, Art Galleries, Art Centers, and Similar Uses (including associated educational and instructional activities)																	
5.310 Located within a building designed and previously occupied as a residence or institutional use			C	C	C	C	C	P				C	C			C	
5.320 Located within any other structure				C	C	C	C	P				C	P			P	

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
5.400 Social, fraternal clubs and lodges, union halls and similar uses	C	C	C	C	C	C	C	P				C	C			C	C
6.000 RECREATION, AMUSEMENT, ENTERTAINMENT USES																	
6.100 Activity Conducted Entirely Within Enclosed Building or Structure																	
6.110 Bowling alleys, skating rinks, and similar uses							C	P				C	C		P	C	
6.111 Tennis courts, handball/racquetball/squash courts, athletic and exercise facilities, and similar uses						C	P	P				C	C		P	C	
6.112 Rifle and pistol ranges and similar uses							C	P	P							C	
6.113 Billiard/pool halls, video arcades, game rooms, dance halls, and similar uses							C	C				C			C	C	
6.120 Movie and Stage Theaters																	
6.121 Seating capacity of not more than 300 persons							C	P				C			P	C	
6.122 Seating capacity of up to 1,000 persons							C	P							P	C	
6.130 Coliseums, stadiums, and all other facilities not listed in 6.100 classification designed to seat or accommodate simultaneously more than 1,000 people	C						C	P							P	C	

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
6.200 Activity Conducted Primarily Outside Enclosed Buildings or Structures																	
6.210 Privately owned outdoor recreational facilities such as golf and country clubs, swimming or tennis clubs, hunt clubs, etc.	C		C	C	C	C	C	P				C	C		P	P	
6.210.1 Archery, rifle and pistol ranges	C						C	C				C	C		C	C	
6.220 Publicly owned and operated outdoor recreational facilities such as athletic fields, golf courses, tennis courts, swimming pools, parks, etc. (not constructed pursuant to a permit authorizing the construction of another use such as a school)	C		C	C	C	C	C	P				C	C		P	P	
6.230 Golf driving ranges not accessory to golf courses, Par 3 golf courses, miniature golf courses, skateboard parks, water slides, and similar uses	C			C	C	C	C	P				C	C		P	P	
6.240 Horseback riding and stables (not constructed in conjunction with a residential development)	P		C	P	C							C	P			P	
6.250 Automobile, boat, or motorcycle racing complex	C							C							C		
6.260 Drive-in movie and open-air theaters, amphitheaters	C							C							C		
6.270 Amusement, theme parks								C									

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
7.000 INSTITUTIONAL RESIDENCE OR CARE OR CONFINEMENT FACILITIES																	
7.100 Hospitals, clinics, other medical uses (including mental health treatment facilities in excess of 10,000 square feet of gross floor area)							C	P				C	C		C	C	
7.200 Nursing care institutions, handicapped or infirm institutions, child care institutions	C					C		P				C	C			C	
7.300 Institutions for mental health care and treatment other than halfway houses, handicapped or infirmed homes	C					C		P				C					
7.400 Penal and correctional facilities	C							C							C		
8.000 RESTAURANTS, BARS, NIGHTCLUBS, DINNER THEATERS																	
8.100 Restaurant, standard							C	P				C			P	C	
8.200 Restaurant, fast food							C	P				C			P	C	
8.300 Restaurant, fast food cafeteria							C	P							P	C	
8.400 Restaurant, carry-out							C	P				C			P	C	
8.500 Restaurant, drive-in or drive-through																	
8.510 With direct highway access to individual parcel							C	P							P	C	
8.520 Part of a shopping center with no direct highway access								P							P	C	

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
9.000 MOTOR VEHICLE-RELATED SALES AND SERVICE OPERATIONS																	
9.100 Motor vehicle sales or rental and mobile home unit sales								P							P		
9.200 Sales with installation of motor vehicle parts or accessories (tires, mufflers, etc.)							C	P							P		
9.300 Motor vehicle repair and maintenance (not including body work)								P	P						P		
9.400 Motor vehicle painting and body work								C	P						C		C
9.500 Motor vehicle fuel sales							C	P				C			P		
9.600 Car wash							C	P				C			P		
10.000 STORAGE AND MOTOR VEHICLE PARKING																	
10.100 Storage of goods not related to sale or use of those goods on the same lot where such goods are stored																	
10.110 All storage of goods within completely enclosed structures such as a min-warehouse or similar use	C						C	P	P	P	P			C	P	C	P
10.120 Outside storage of goods								P	P	P	P				P	C	P
10.200 Automobile parking garages or parking lots not located on a lot or parcel on which there is another principal use to which the parking is related							C	C	C	P	P				C	C	P
10.300 Parking of vehicles or storage of equipment outside enclosed structures where: (i) vehicles or equipment are owned by the person making use of the such vehicles or equipment and (ii) parking or storage occupies more than 75% of the developable area (contractor's yard)							C	C	P	P	P				P	C	

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
14.000 AGRICULTURAL, SILVICULTURAL, MINING, QUARRYING, OPERATIONS																	
14.100 Agricultural operations, farming																	
14.100 Excluding livestock--horticultural, hydroponic, chemical, or general farming, truck gardens, cultivation of field crops, orchards, groves or nurseries for growing or propagation of plants, shrubs, and trees, including the use of heavy cultivating machinery, spray planes, or irrigation machinery	P	P										P					
14.120 Including livestock--dairy farming, keeping or raising for sale large or small animals not confined in a feed lot, compound of 10 acres or less, reptiles, fish, birds, or poultry, and including structures for buying, processing and selling related products	P	C	*									C					
14.130 Uses Located Greater Than 200 Feet From The Nearest Property Line																	
14.131 Grain dryers and related structures	P											C					
14.132 Fertilizer storage in bags or bulk storage of liquid or dry fertilizer in tanks or in a completely enclosed building	P											C					P
14.133 Commercial assembly and repair of all equipment normally used in agricultural, silvicultural, and horticultural operations	P							P	P	P		C				C	P

*Refer to section 3703(a)

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
14.134 Accessory petroleum storage, not to exceed 20,000 gallons and subject to safety all applicable local, state, and federal codes and regulations	P																
14.200 Commercial poultry houses	P											C					
14.300 Commercial animal feedlots	P											C					
14.400 Livestock auction markets	P							C	P	P		C				C	P
14.500 Commercial greenhouse operations																	
14.510 No on-premises sales	P	C					C	P				C			P	C	
14.520 On-premises sales	C						C	P				C			P	C	
14.600 Stables																	
14.610 Private	P	P	C	C								C	P			C	
14.620 Commercial	P											C			C	C	
14.700 Aquaculture operations	P	C	C									C			C		
14.800 Silvicultural, forestry, or timbering operations	P	C	C	C	C	C	C	C	C	P	C	C	C	C	C	C	
14.900 Extraction of natural resources, borrow pits and other mining or quarrying operations, including the on-site sale of products	C									C	C						

TABLE OF PERMISSIBLE USES (continued)

DESCRIPTION OF PERMISSIBLE USES	RAC	RR	NC	SE	SR	UR	LC	GC	LI	GI	GIC	CC	PD-R	PD-MH	PD-CP	PD-MX	PD-IP
17.300 Water supply and production, preparation, distribution systems, facilities and appurtenances designed to use 50,000 gallons or more per day	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
18.000 TOWERS AND RELATED STRUCTURES																	
18.100 Noncommercial towers or antennas 70 feet or more in height including associated structures	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
18.200 Commercial towers or antennas including associated structures	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C
19.000 OPEN-AIR MARKETS AND HORTICULTURAL SALES																	
19.100 Open-air markets (farm and craft markets, and produce markets)	P						P	P				C				C	
19.200 Horticultural sales with outdoor display	P						P	P	P			C				C	
19.300 Roadside stand for produce raised on premises	P	C										P					
19.400 Flea market								C	C								
20.000 FUNERAL HOME OR MORTUARY	C					C	P	P				C	C		P	C	

EZploy LLC
1657 Powhatan Street
Norfolk, VA 23511

RE: Revised Community Impact Statement-TP#69-01-093 (32424 Green Oaks Lane, Franklin)

The intention of this project is to develop the +/- .73-acre parcel (TP-69-01-093) located on 32424 Green Oaks Lane south of BUS-58, into a Construction Yard as a permitted use. The parcel is currently zoned Conditional-General Commercial (C-GC) and site is a cleared level field with trees surrounding parcel and bounded by the privately owned street Green Oaks Lane. The proposed development will consist of an enclosed equipment storage building to house a crane / semi-tractor, and the incidental storage of flatbed trailers. The concept plan calls for a front setback of 35' and 5' setbacks for the side and rear of property.

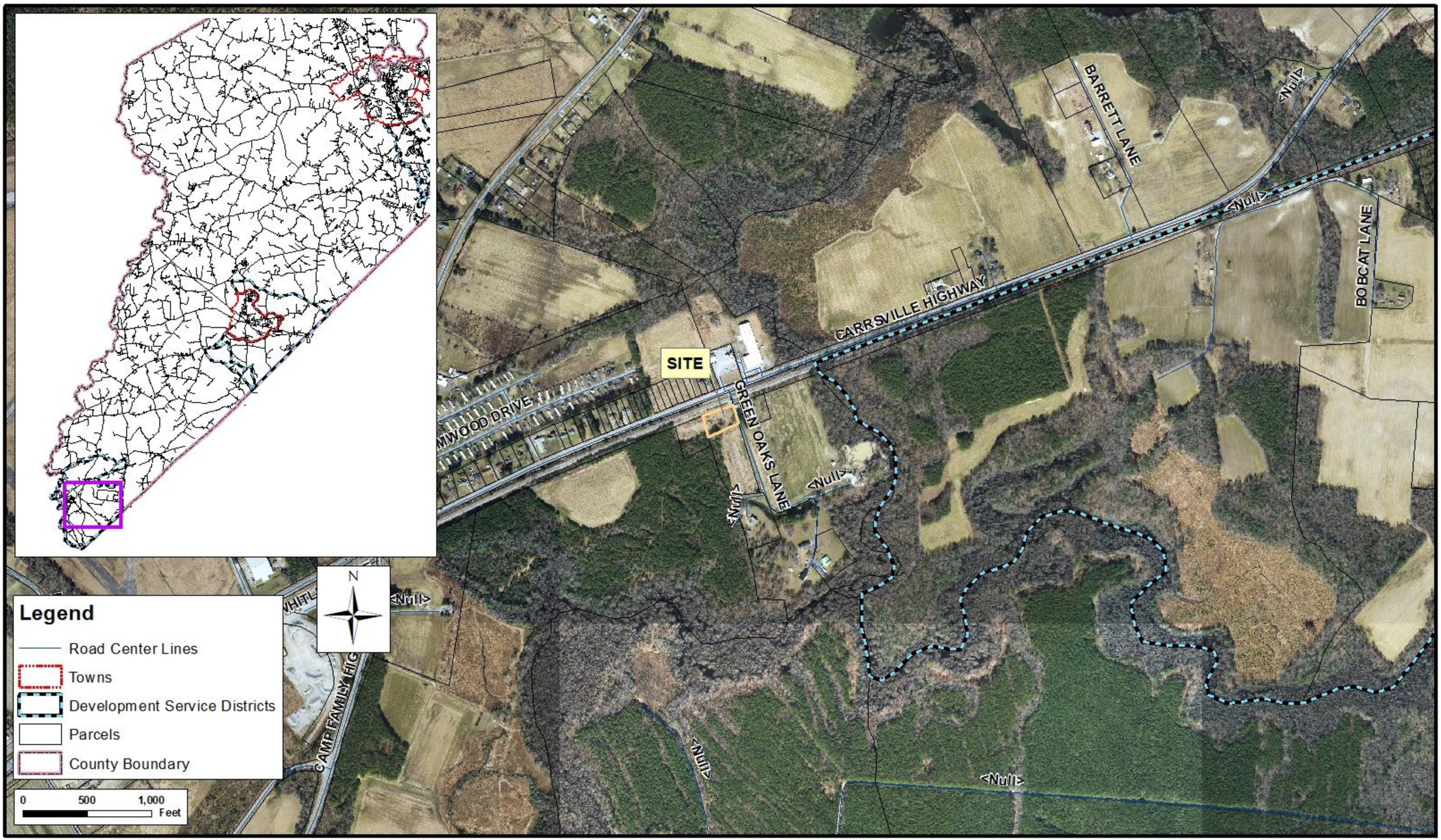
The land and facility improvements will be designed to meet current technical criteria for both storm water quality and quality management. Existing site drains to the south; erosion/sediment control plan requirement does not disturb surrounding community development for this project. The proposed intensity of land use will be minimal and only in use when picking up or dropping off the incidental storage equipment and equipment upkeep.

Adequacy of existing public facilities and services intended to serve the propped development are not impacted to include public water, sewer, and electricity grid as the project is a low impact operation only being accessed on the weekends Saturday and Sunday. There will be no Hazardous materials stored on the property, but will have a Hazardous material spill kit, floor catch pans, and fire extinguishers in the event of equipment leaks. The existing entrance off BUS-58, with the adjacent rail crossing will not impact roadway traffic as egressing of property contains a suitable setback for full field of view to any oncoming traffic giving right of way to any and all vehicular movement. Carrsville Elementary School is the closest school to property and will not be affected as the school is 3.5 miles away.

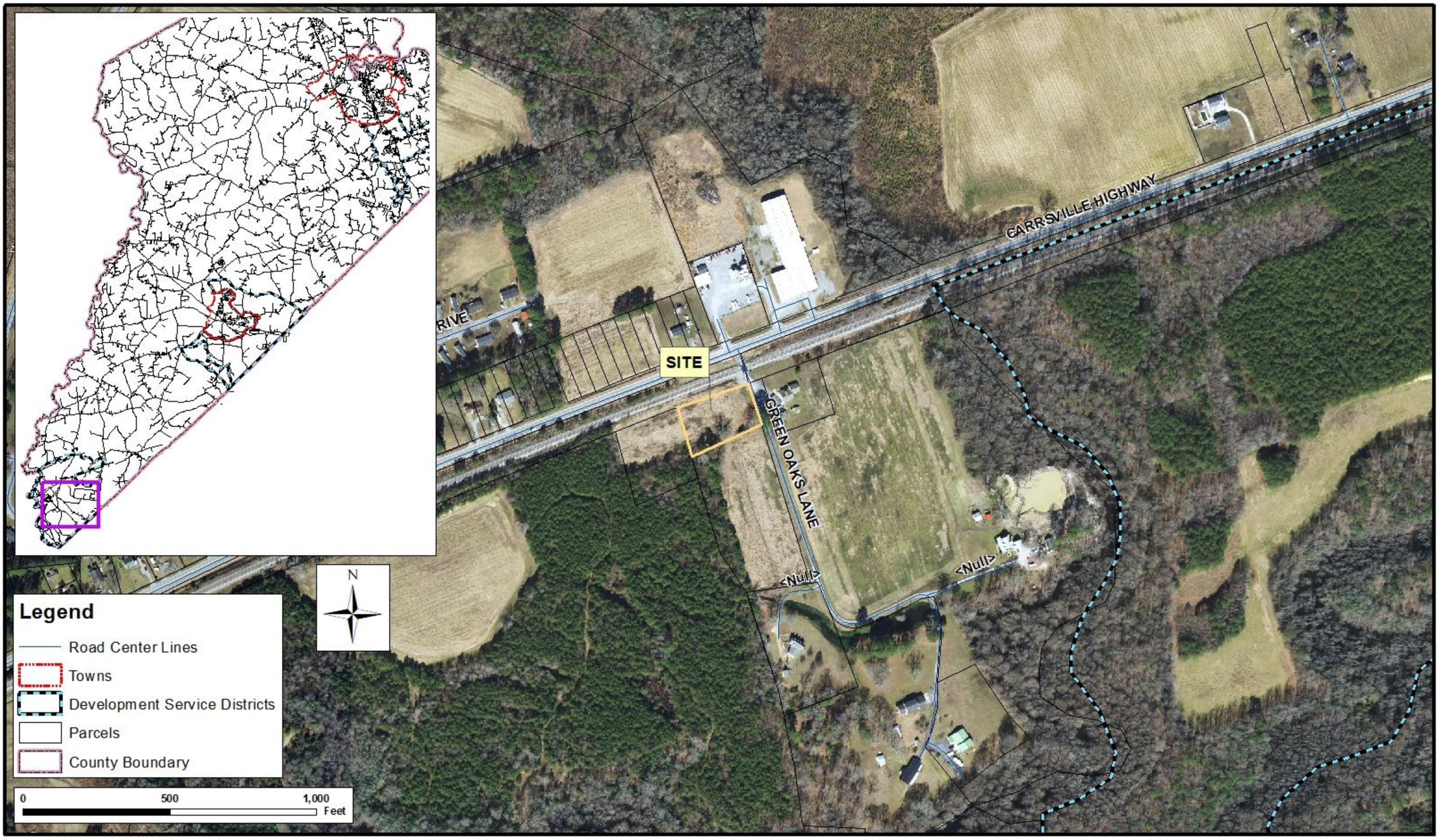
Landscape buffers of varying width will remain or be installed at the perimeter of the site. A minimum parking space for .73 acres is six (6) totaling 31,799 sq. ft for the General Commercial zoning district. This area will be paved recycled asphalt at the front setback of property as illustrated in the Concept Plan 20DEC2022. Police, fire, and emergency services are already in place to serve the surrounding communities and businesses. Fire and Rescue projects this development and existing facilities will not be impacted and/or need to be expanded to serve the proposed development.

Sincerely,
Corey Depaula
619-977-7782

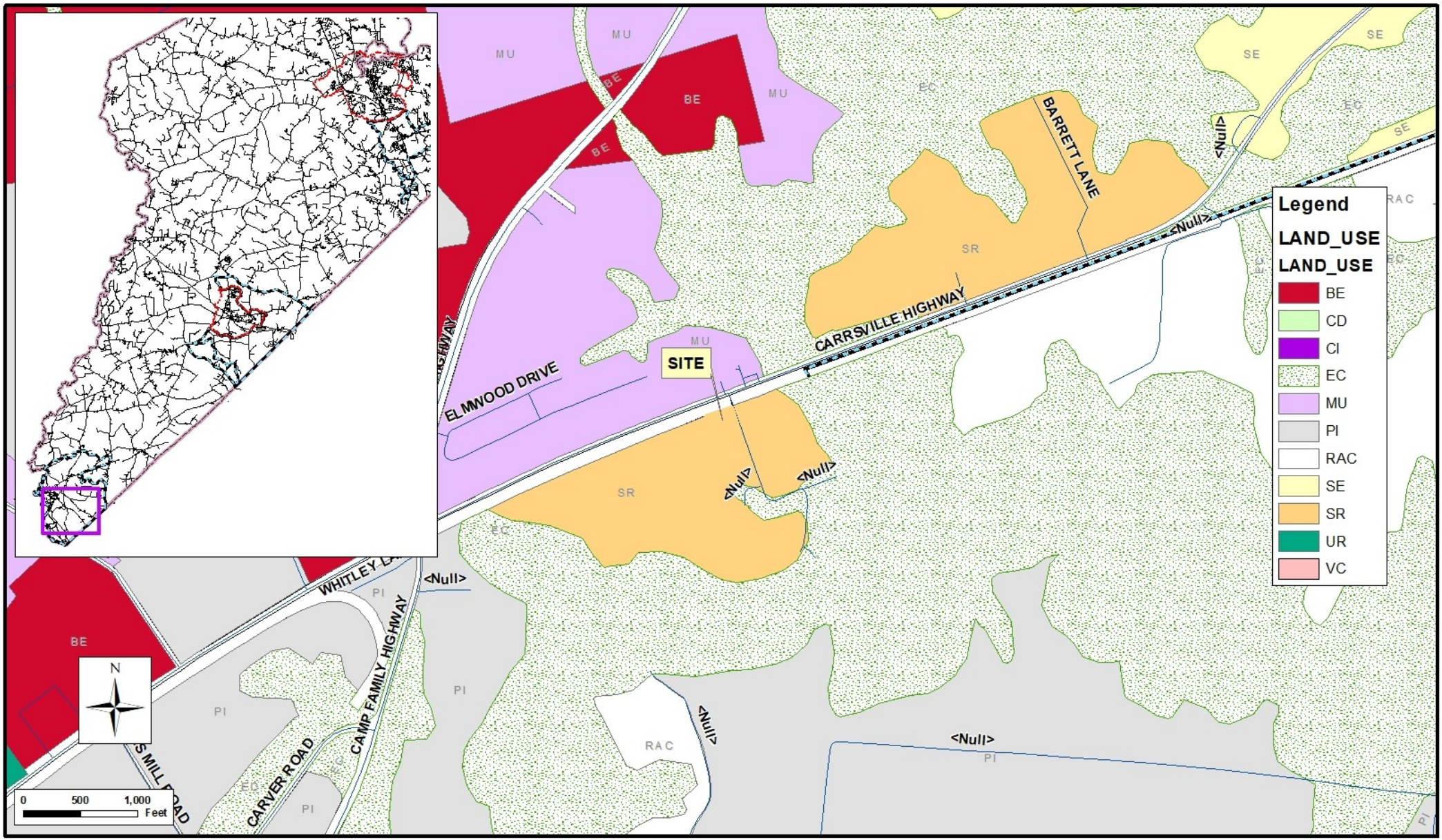
ZA-4-22 Amendment to Conditional Zoning- Location Map



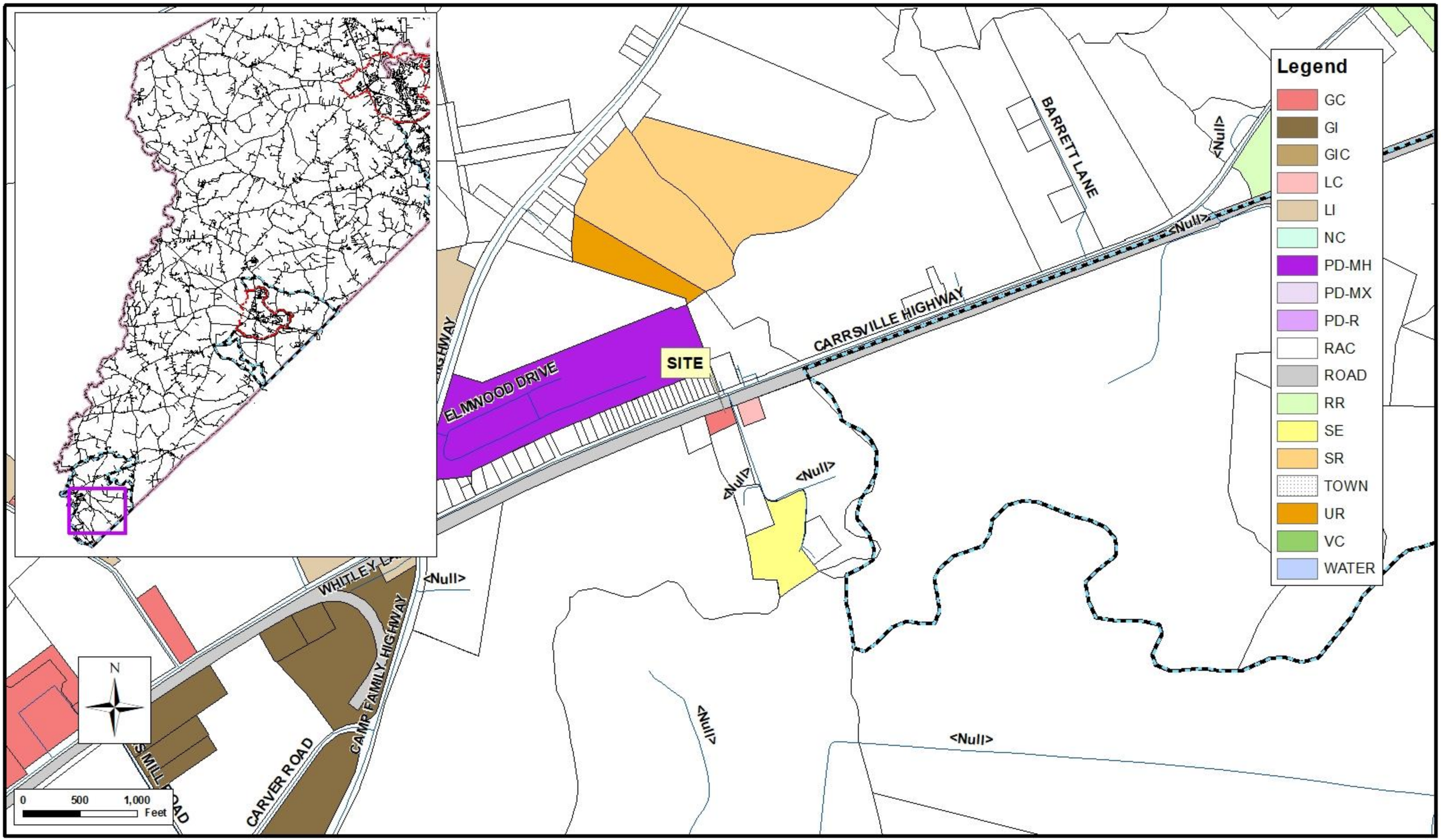
ZA-04-22 - Amendment to Conditional Zoning Location Closeup Map



ZA-04-22 - Amendment to Conditional Zoning Land Use Map



ZA-4-22 - Amendment to Conditional Zoning Zoning Map



COUNTY OF ISLE OF WIGHT
VOLUNTARY PROFFER STATEMENT

Applicant's Name(s): Corey D. Depaula
Project Name: Application for Conditional Zoning Amendment for .73 acres of property located at 32424 Green Oaks Ln, Franklin, VA
Date: June 20, 2023
Parcel-Tax Map Number(s) and Deed Book Reference: 69-01-093

RE: Revised Voluntary Proffer Statement –TP#69-01-093 (32424 Green Oaks Lane, Franklin)

These proffers are made as of the 20th day of June, 2023, by Corey D. Depaula ("Owner") for Tax Map Number 69-01-093, containing approximately .73 acres of land, which is referred to herein as the "Property". Owner has filed an application for Conditional Zoning Amendment with the Isle of Wight County Planning and Zoning Department requesting an amendment to conditional zoning, C-GC (Conditional – General Commercial) to allow additional use on the property, but not a change in existing zoning classification; it is proposed to remain C-GC. Owner voluntarily proffers that the development of the property proposed for amendment to conditional zoning shall be in strict accordance with the conditions set forth below.

These proffered conditions ("Proffers") are the only conditions offered on this amendment to conditional zoning and any prior proffered conditions on the Property are hereby superseded by these proffers.

All improvements, land, easements, dedications, gifts, proffers, and other conveyances to the County shall be in fee simple, without cloud of title or encumbrance of any kind.

I. Development of the Property

Development of the Property associated with this amendment to conditional zoning shall be generally consistent as determined by the reviewing authority with the "Concept Plan" and narrative description prepared by the applicant/Owner and submitted the application, as determined during preliminary and final site plan approval.

The owner shall maintain the approximate 150' paved section of Green Oaks Lane which adjoins TP 69-01-093 to the east to include, but not limited to, promptly repairing any deterioration or damage to Green Oaks Lane.

II. Land Use

1. The Property shall be used as permitted under the C-GC, Conditional – General Conditional zoning district and more specifically ONLY for the following use:

    a. Construction yard.\ Establishments housing facilities of businesses primarily engaged in construction activities, including the outside storage of materials and equipment used for the business operations. Typical uses may include site work companies to include excavating and grading activities, roadway construction and utility infrastructure companies, and other heavy construction companies.

III. Water and Sewer Improvements

The parcel will not require water or sewer improvements as property doesn't have employees working on site for the duration of a workday.

IV. General

1. Successors and Assigns- This Proffer Agreement shall be binding upon and shall inure to the benefit of the parties hereto, and their respective heirs, successors and/or assigns. Any obligation(s) of Owner hereunder shall be binding upon and enforceable against any subsequent owner or owners of the Property or any portion thereof.

2. Severability- In the event of any clause, sentence, paragraph, subparagraph, section or subsection of these Proffers shall be judged by any court of competent jurisdiction to be invalid or unenforceable for any reason, including a declaration that it is contrary to the Constitution of the Commonwealth of Virginia or of the United States, or if the application thereof to any owner of any portion of the Property or to any government agency is held invalid, such judgment or holding shall be confined in is operation to the clause, sentence, paragraph, subparagraph, section or subsection hereof, or the specific application thereof directly involved in the controversy in which the judgment or holding shall have been rendered or made, and shall not in any way affect the validity of any other clause, sentence, paragraph, subparagraph, section or provision hereof.

3. Void if Application is not approved- In the event that the Application is not approved by the County, these Proffers shall be null and void.

Applicant/Owner: COREY DEPAULA
Printed or Typed Name

Applicant/Owner: _____ Date: 21JUN2023
Signature

Commonwealth of Virginia
County of Isle of Wight

Subscribed and sworn to before me _____,

A Notary Public in and for the County of Isle of Wight, Commonwealth

of Virginia, this _____ day of _____, 20 _____.

_____
Notary Public

My Commission Expires _____

133858 8 JUL. 16 2013

ROAD MAINTENANCE AGREEMENT

THIS ROAD MAINTENANCE AGREEMENT, made and entered into this 17th day of June, 2013, by and between **MARGARET G. WHITLEY,** hereinafter called "Whitley", party of the first part; and **WHITLEY-HAWKINS HOLDINGS, LLC**, hereinafter called "WH", party of the second part; and **BRUCE W. HAWKINS and SANDRA W. HAWKINS,** hereinafter called "Hawkins", parties of the third part; and **ANDREW E. PERKINS and DENISE V. PERKINS**, hereinafter called "Perkins", parties of the fourth part; and **WHITLEY-KEETER HOLDINGS, LLC,** hereinafter called "WK", party of the fifth part; and **RONALD LEE SAUNDERS and JUDITH E. SAUNDERS,** hereinafter called "Saunders", party of the sixth part.

WHEREAS, that whereas, on that certain plat entitled "PLAT SHOWING MINOR SUBDIVISION OF THE PROPERTY OF CARSON WHITLEY ESTATE LOCATED AT 33030 GREEN OAKS LANE, WINDSOR MAGISTERIAL DISTRICT, ISLE OF WIGHT COUNTY, VIRGINIA SCALE 1" = 100' OCTOBER 10, 2002", which plat is of record in the Clerk's Office of the Circuit Court of Isle of Wight County, Virginia in Plat Cabinet 2 – 111 – 9, there is an existing road named Green Oaks Lane on which all parties hereto depend for access to their respective properties; and

WHEREAS, Whitley is the owner of that certain land designated as Tax ID Number 69-01-092 on the aforesaid plat; and

WHEREAS, WH is the owner of that certain land designated as Tax ID Number 69-01-091 on the aforesaid plat; and

WHEREAS, Perkins is the owner of that certain land designated as Tax ID Number 69-01-092D on the aforesaid plat; and

WHEREAS, Hawkins is the owner of that certain land designated as Tax ID Number 69-01-092C on the aforesaid plat; and

WHEREAS, WK is the owner of that certain land designated as Tax ID Number 69-01-092A on the aforesaid plat; and

WHEREAS, Saunders is to become the owner of that certain land designated as Tax ID Number 69-01-092B on the aforesaid plat; and

WHEREAS, the parties desire to enter into agreement in order to provide for the maintenance, repair and upkeep of said Green Oaks Lane as shown on the aforesaid plat.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties hereto agree as follows:

1. The parties of the first, second, third, fourth, fifth and sixth part shall have the right to jointly use the road known as Green Oaks Lane as shown on the aforesaid plat.

2. The parties of the first, second, third, fourth, fifth and sixth part shall share equally in the cost of all road maintenance and upkeep of said Green Oaks Lane from where the southern end of the 50' right of way portion meets the northern end of the 30' right of way portion in a southerly direction to where the property of Hawkins commences, all as shown on aforesaid plat.

3. The parties of the first, second, third, fourth, and sixth part shall share equally in the cost of all road maintenance and upkeep of the portion of said Green Oaks Lane from the northern boundary of the property of Hawkins 104.16' in a southerly direction to where the road leaves the property of Hawkins.

4. Whitley, Saunders and Perkins shall share equally in the cost of all road maintenance and upkeep of the portion of said Green Oaks Lane from where the

road leaves the property of Hawkins to where the road leaves the property of Saunders.

5. Whitley and Perkins shall share equally in the cost of all road maintenance and upkeep of the portion of said Green Oaks Lane from where the road leaves the property of Saunders to where it is bounded solely by Whitley.

6. The covenants set forth in this Road Maintenance Agreement shall run with the land described above and owned by the parties hereto and shall be perpetual in nature and binding on the heirs, personal representatives, successors and assigns of the parties hereto.

WITNESS the following signatures and seals:

Margaret G. Whitley (SEAL)
Margaret G. Whitley

STATE OF VIRGINIA
COUNTY OF SOUTHAMPTON, to-wit:

The foregoing document was acknowledged before me this 1st day of ~~June~~ July, 2013 by Margaret G. Whitley.

My commission expires: 6/30/2015.

Rebecca R. Clark
Notary Public

REBECCA R. CLARK
NOTARY PUBLIC
REG # 7511518
COMMISSION EXPIRES 6/30/2015
COMMONWEALTH OF VIRGINIA

WITNESS the following signatures and seals:

Whitley-Hawkins Holdings, LLC

By: Sandra W Hawkins (SEAL)

STATE OF VIRGINIA
COUNTY OF SOUTHAMPTON, to-wit:

The foregoing document was acknowledged before me this 28th day of June, 2013 by Sandra W. Hawkins, on behalf of Whitley-Hawkins Holdings, LLC.

My commission expires: 6/30/2015.

Rebecca R Clark
Notary Public

REBECCA R. CLARK
NOTARY PUBLIC
REG # 7511518
COMMISSION EXPIRES 6/30/2015
COMMONWEALTH OF VIRGINIA

WITNESS the following signatures and seals:

_____(SEAL)
Bruce W. Hawkins

_____(SEAL)
Sandra W. Hawkins

STATE OF VIRGINIA
COUNTY OF SOUTHAMPTON, to-wit:

The foregoing document was acknowledged before me this 28th day of June, 2013 by Bruce W. Hawkins and Sandra W. Hawkins.

My commission expires: 6/30/2015.

REBECCA R. CLARK NOTARY PUBLIC REG # 7511518 COMMISSION EXPIRES 6/30/2015 COMMONWEALTH OF VIRGINIA

_____
Notary Public

WITNESS the following signatures and seals:

_____(SEAL)
Andrew E. Perkins

_____(SEAL)
Denise V. Perkins

STATE OF VIRGINIA
COUNTY OF SOUTHAMPTON, to-wit:

The foregoing document was acknowledged before me this 29 day of June, 2013 by Andrew E. Perkins and Denise V. Perkins.

My commission expires: 6/30/2015.

_____
Notary Public

REBECCA R. CLARK
NOTARY PUBLIC
REG # 7511518
COMMISSION EXPIRES 6/30/2015
COMMONWEALTH OF VIRGINIA

Witness the signatures and seals:

Whitley-Keeter Holdings, LLC

By: Susan Whitley Keeter

STATE OF VIRGINIA

CITY/~~COUNTY~~ Franklin to-wit:

The foregoing document was acknowledged before me this 17th day of June, 2013 by Susan Whitley Keeter on behalf of Whitley-Keeter Holdings, LLC.

My commission expires: 6/30/2015

Rebecca R Clark

Notary Public

REBECCA R. CLARK
NOTARY PUBLIC
REG # 7511518
COMMISSION EXPIRES 6/30/2015
COMMONWEALTH OF VIRGINIA

WITNESS the following signatures and seals:

_____(SEAL)
Ronald Lee Saunders

_____(SEAL)
Judith E. Saunders

STATE OF VIRGINIA
COUNTY OF SOUTHAMPTON, to-wit:

The foregoing document was acknowledged before me this 27th day of June, 2013 by Ronald Lee Saunders and Judith E. Saunders.

My commission expires: 6/30/2015.

REBECCA R. CLARK NOTARY PUBLIC REG # 7511518 COMMISSION EXPIRES 6/30/2015 COMMONWEALTH OF VIRGINIA

_____
Notary Public

INSTRUMENT #130003858
RECORDED IN THE CLERK'S OFFICE OF
ISLE OF WIGHT COUNTY ON
JULY 16, 2013 AT 12:29PM

SHARON N. JONES, CLERK
RECORDED BY: DDS

ORDINANCE NUMBER: _____

AN ORDINANCE TO AMEND CONDITIONS OF APPROXIMATELY .73 ACRES OF PROPERTY IDENTIFIED AS TAX MAP NUMBER 69-01-093 IN THE CONDITIONAL GENERAL COMMERCIAL ZONING DISTRICT TO LIMIT THE PERMITTED USES TO ONLY THE CONSTRUCTION YARD USE

WHEREAS, Corey D. Depaula owner, has requested a conditional zoning amendment (ZA-4-22) for a 0.73 acre property with tax map identification number 69-01-093, which land is depicted on Exhibit "B"; to allow a construction yard use; and

WHEREAS, the proposed amendment to the conditional zoning has been advertised and reviewed by the Planning Commission in compliance with the requirements of state law; and,

WHEREAS, the Planning Commission has made a recommendation as stated in Exhibit "A"; and,

WHEREAS, a public hearing before the Isle of Wight County Board of Supervisors was duly advertised as required by law and held on, at which public hearing the public was presented with the opportunity to comment on the proposed rezoning.

NOW, THEREFORE, BE IT ORDAINED by the Isle of Wight County Board of Supervisors of Isle of Wight County, Virginia, that:

Section 1. Exhibits.

Exhibit "A", "Planning Commission Recommendation" and Exhibit "B", "Property Map", and Exhibit "C" "Proffer Statement" are attached hereto, are hereby incorporated as part of this ordinance.

Section 2. Findings.

The Board of Supervisors finds that the amendment to conditional zoning application, ZA-4-22, as submitted or modified with conditions herein, for the expressed purpose to establish a construction yard is in harmony with the standards of the Isle of Wight County Zoning Ordinance, and that it will have no more adverse effects on the health, safety or comfort of persons living or working in or driving through the neighborhood, and will be no more injurious to property or improvements in the neighborhood than would any other use generally permitted in the same district, taking into consideration the location, type and height of buildings or structures, the type and extent of landscaping and screening on site and whether the use is consistent with any theme, action, policy or map of the Comprehensive Plan with the conditions set forth below.

These findings are based upon the consideration for the existing use and character of the property, the Comprehensive Plan, the suitability of the property for various uses, the trends of growth or change, the current and future requirements of the community as to land for various purposes as determined by population and economic studies and other studies, the transportation requirements of the community, the requirements of airports, housing, schools, parks, playgrounds, recreation areas and other public services, the conservation of natural resources, the preservation floodplains, the preservation of agricultural and forestal land, the conservation of properties and their values, and the encouragement of the most appropriate use of land throughout the County.

Section 3. Rezoning.

A. The property as shown on the attached Exhibit "B" is hereby rezoned and the official zoning map be, and is hereby, amended to limit the uses to only include the construction yard use subject to the proffered conditions shown on Exhibit "C".

B. The foregoing rezoning and amendment to the official zoning map shall remain in effect until a subsequent amendment changes the zoning of the property.

Section 4. Severability.

It is the intention of the Board of Supervisors that the provisions, sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable; and if any phrase, clause, sentence, paragraph, section, and provision of this ordinance hereby adopted shall be declared unconstitutional or otherwise invalid by the valid judgement or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrase, clauses, sentences, paragraphs, sections, and provisions of this ordinance, to the extent that they can be enforced notwithstanding such determination

Section 5. Effective Date

This ordinance shall be effective upon passage and shall not be published or codified.

DATE: _____

READ AND PASSED: _____
Chairman, Board of Supervisors

TESTE: _____
Clerk, Board of Supervisors

Approved as to Form:

_____
Robert W. Jones Jr, County Attorney

RESOLUTION NUMBER PC-23-06

ISLE OF WIGHT COUNTY PLANNING COMMISSION
A RESOLUTION TO PRESENT A REPORT AND RECOMMENDATION TO THE BOARD OF SUPERVISORS FOR AN AMENDMENT TO CONDITIONAL ZONING REQUEST ZA-04-22 TO ALLOW FOR THE CONSTRUCTION YARD USE ON .73 ACRES OF PROPERTY WITH TAX MAP PARCEL 69-01-093

WHEREAS, Corey D. Depaula, owner and applicant, has requested an amendment to Conditional General Commercial zoning on property with tax map number 69-01-093 in order to allow for the Construction Yard use; and

WHEREAS the procedural requirements for the consideration of this request by the Planning Commission have been met.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of Isle of Wight County, that:

Section 1. Findings.

A. The Isle of Wight County Planning Commission finds that the proposed amendment to conditional zoning is reasonable and warranted due to a change in circumstances affecting the property and has considered the following factors and finds that the proposed rezoning does not conflict with:

1. the existing use and character of property within the County;
2. the Comprehensive Plan;
3. the suitability of the property for various uses;
4. the trends of growth or change;
5. the current or future requirements of the community as to land for various purposes as determined by population and economic studies and other studies;
6. the transportation requirements of the community;
7. the requirements for airports, housing, schools, parks, playgrounds, recreation areas and other public services;
8. the conservation of natural resources;
9. the preservation of floodplains;
10. the preservation of agricultural and forestal land;
11. the conservation of properties and their values; and

12. the encouragement of the most appropriate use of land throughout the County.

____ B. The Isle of Wight County Planning Commission does not find that the proposed zoning map amendment is reasonable based on the consideration of the factors listed herein.

Section 2. Recommendation to Board of Supervisors.

The Planning Commission recommends to the Board of Supervisors that the request, ZA-04-22, be:

___ a. Granted as submitted, and that the Board of Supervisors adopt the proposed Ordinance without modification.

___ b. Denied, and that Board of Supervisors not adopt the proposed Ordinance.

Yc. Granted with the modifications set forth on the attached listing of specific recommendations, and that the Board of Supervisors adopt the proposed Ordinance with such modifications.

DATE: 6.27.23

READ AND PASSED: _____
Chairman, Isle of Wight County Planning Commission

TESTE: _____
Secretary, Isle of Wight County Planning Commission

Approved as to Form:

_____
Robert W. Jones, Jr., County Attorney

Exhibit B

WALTERS HIGHWAY
ELMWOOD DRIVE
OAKWOOD LANE
CARRSVILLE HIGHWAY
GREEN OAKS LANE
SITE
Tax Map Number 69-01-093
<Null>
<Null>
N
Legend
Road Center Lines
Towns
Development Service Districts
Parcels
County Boundary
0
500
1,000
Feet

COUNTY OF ISLE OF WIGHT
VOLUNTARY PROFFER STATEMENT

Applicant's Name(s): Corey D. Depaula
Project Name: Application for Conditional Zoning Amendment for .73 acres of property located at 32424 Green Oaks Ln, Franklin, VA
Date: June 20, 2023
Parcel-Tax Map Number(s) and Deed Book Reference: 69-01-093

RE: Revised Voluntary Proffer Statement –TP#69-01-093 (32424 Green Oaks Lane, Franklin)

These proffers are made as of the 20th day of June, 2023, by Corey D. Depaula ("Owner") for Tax Map Number 69-01-093, containing approximately .73 acres of land, which is referred to herein as the "Property". Owner has filed an application for Conditional Zoning Amendment with the Isle of Wight County Planning and Zoning Department requesting an amendment to conditional zoning, C-GC (Conditional – General Commercial) to allow additional use on the property, but not a change in existing zoning classification; it is proposed to remain C-GC. Owner voluntarily proffers that the development of the property proposed for amendment to conditional zoning shall be in strict accordance with the conditions set forth below.

These proffered conditions ("Proffers") are the only conditions offered on this amendment to conditional zoning and any prior proffered conditions on the Property are hereby superseded by these proffers.

All improvements, land, easements, dedications, gifts, proffers, and other conveyances to the County shall be in fee simple, without cloud of title or encumbrance of any kind.

I. Development of the Property

Development of the Property associated with this amendment to conditional zoning shall be generally consistent as determined by the reviewing authority with the "Concept Plan" and narrative description prepared by the applicant/Owner and submitted the application, as determined during preliminary and final site plan approval.

The owner shall maintain the approximate 150' paved section of Green Oaks Lane which adjoins TP 69-01-093 to the east to include, but not limited to, promptly repairing any deterioration or damage to Green Oaks Lane.

II. Land Use

1. The Property shall be used as permitted under the C-GC, Conditional – General Conditional zoning district and more specifically ONLY for the following use:

    a. Construction yard.\ Establishments housing facilities of businesses primarily engaged in construction activities, including the outside storage of materials and equipment used for the business operations. Typical uses may include site work companies to include excavating and grading activities, roadway construction and utility infrastructure companies, and other heavy construction companies.

III. Water and Sewer Improvements

The parcel will not require water or sewer improvements as property doesn't have employees working on site for the duration of a workday.

IV. General

1. Successors and Assigns- This Proffer Agreement shall be binding upon and shall inure to the benefit of the parties hereto, and their respective heirs, successors and/or assigns. Any obligation(s) of Owner hereunder shall be binding upon and enforceable against any subsequent owner or owners of the Property or any portion thereof.

2. Severability- In the event of any clause, sentence, paragraph, subparagraph, section or subsection of these Proffers shall be judged by any court of competent jurisdiction to be invalid or unenforceable for any reason, including a declaration that it is contrary to the Constitution of the Commonwealth of Virginia or of the United States, or if the application thereof to any owner of any portion of the Property or to any government agency is held invalid, such judgment or holding shall be confined in is operation to the clause, sentence, paragraph, subparagraph, section or subsection hereof, or the specific application thereof directly involved in the controversy in which the judgment or holding shall have been rendered or made, and shall not in any way affect the validity of any other clause, sentence, paragraph, subparagraph, section or provision hereof.

3. Void if Application is not approved- In the event that the Application is not approved by the County, these Proffers shall be null and void.

Applicant/Owner: COREY DEPAULA
Printed or Typed Name

Applicant/Owner: _____ Date: 21JUN2023
Signature

Commonwealth of Virginia
County of Isle of Wight

Subscribed and sworn to before me _____,

A Notary Public in and for the County of Isle of Wight, Commonwealth

of Virginia, this _____ day of _____, 20 _____.

_____
Notary Public

My Commission Expires _____

ISSUE:

Authorize Execution of Documents for Sale of County Property Located Adjacent to 231 James Street, Smithfield, Virginia

BACKGROUND:

The County currently owns a tract of land identified as Isle of Wight County Tax Map Parcel 21A-01-184, being approximately 17.32 acres, and designated as 236 Washington Street, Smithfield, Virginia. The property, formally known as the "Old Smithfield High School", was acquired by the County in 2081. The property currently is used by the YMCA, Camp Community College and the Smithfield Library.

An adjoining property owner has offered to purchase .34 acres of property, which is not currently being used by the County.

A public hearing to consider the approval of the transfer of property to has been advertised.

In this regard authorization to execute such necessary documents is sought in order to effectuate closing on tract of land.

BUDGETARY IMPACT:

An increase of $35,000 in revenue and the return of the property to the tax rolls.

RECOMMENDATION:

Hold a public hearing. Adopt a motion to authorize the Chairman to execute all appropriate documents necessary to transfer said property.

ATTACHMENTS:

Description	Type	Upload Date
Deed of Bargain	Backup Material	7/5/2023
YMCA Plat	Backup Material	7/5/2023

This deed is exempt from the recordation taxes imposed by §§ 58.1-801 and 58.1-803 of the Code of Virginia (1950), as amended, pursuant to § 58.1-811.

CONSIDERATION: $35,000.00

ASSESSED VALUE: $60,000.00

GRANTEE'S ADDRESS: 231 James Street, Smithfield, VA 23323

THIS INSTRUMENT PREPARED BY: Robert W. Jones, Jr.
County Attorney
P. O. Box 80
Isle of Wight, VA 23397
VSB #31025

THE EXISTENCE OF TITLE INSURANCE IS UNKNOWN TO THE PREPARER

THIS DEED PREPARED WITHOUT THE BENEFIT OF A TITLE EXAMINATION

Tax Map # 21A-01-184 (Portion)

This Deed, made and entered into this 13th day of July, 2023 by and between **Isle of Wight County, Virginia,** party of the first part, Grantor and Thomas J. **Ippolito** and Gina R. **Ippolito**, husband and wife, parties of the second part, Grantees.

WITNESSETH:

WHEREAS**,** by motion duly adopted by the Isle of Wight County Board of Supervisors at a duly advertised public meeting held on July 13, 2023, the Board of Supervisors of the Isle of Wight County did approve the transfer of the hereinafter described land to the Grantees.

NOW, THEREFORE**,** for and in consideration of the sum of Thirty-Five Thousand Dollars ($35,000.00) cash in hand paid, the receipt of which is hereby acknowledged by the Grantor, the Grantor does hereby grant, bargain, sell, and convey, in fee simple, with SPECIAL WARRANTY unto the Grantees, Thomas J. Ippolito and Gina R. Ippolito, as tenants by the entirety with right of survivorship as at Common Law, any and all right, title and interest it may possess in and to the following described real estate, to-wit:

> All that certain lot, piece or parcel of land, together with all buildings and improvements thereon and all rights, privileges and easements thereto attached or in any wise appertaining thereto, situate, lying and being in the Town of Smithfield, County of Isle of Wight, State of Virginia, and designated as "PARCEL 1" on that certain plat entitled "SUBDIVISION PLAT FOR ISLE OF WIGHT COUNTY BOARD OF SUPERVISORS LOCATED AT 236

WASHINGTON STREET TOWN OF SMITHFIELD ISLE OF WIGHT COUNTY, VIRGINIA" dated December 21, 2022, said plat being recorded as Instrument Number _____.

It being the same property conveyed unto the Grantors herein by Deed from County School Board of Isle of Wight County, Virginia and recorded in the Clerk's Office of the County of Isle of Wight in Deed Book 277, page 483, dated November 12, 1981.

Together with all and singular the buildings and improvements, thereon, the rights and privileges, tenements, hereditaments, easements and appurtenances unto the said land belonging or in anywise appertaining.

This conveyance is made subject to any easements, restrictions, and reservations contained in duly recorded deeds, plats and other instruments constituting constructive notice in the chain of title, which have not expired by a time limitation contained therein or have otherwise become ineffective, and to matters visible upon inspection.

Witness the following signatures and seals:

Isle of Wight County, Virginia

By:_____
William M. McCarty, Sr., Chairman

STATE OF VIRGINIA,
COUNTY OF ISLE OF WIGHT, to-wit:

The foregoing instrument was acknowledged before me this _____ day of _____, 2023 by William M. McCarty, Sr., Chairman, on behalf of the Isle of Wight County, Virginia.

My commission expires: _____.

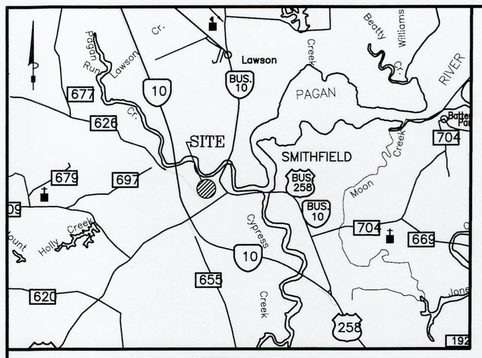
_____
Notary Public

Attest:

_____
Carey Mills Storm, Clerk

Approved as to Form:

_____
Robert W. Jones, Jr.
County Attorney for
Isle of Wight County, Virginia



SITE MAP
SCALE 1"=1000'

THIS SURVEY HAS BEEN COMPLETED WITHOUT THE BENEFIT OF A TITLE SEARCH. THEREFORE, THIS SURVEY IS SUBJECT TO ANY EASEMENT OF RECORD, LAND TRANSACTIONS AND OTHER PERTINENT FACTS WHICH A TITLE SEARCH MIGHT DISCLOSE.

THE PROPERTY SHOWN ON THIS PLAT APPEARS TO BE LOCATED IN ZONE "X" AS SHOWN ON THE FLOOD INSURANCE RATE MAP, COMMUNITY-PANEL NUMBER 510081 0135 E, DATED 12-02-2015.

I HEREBY CERTIFY THAT THIS SUBDIVISION WAS MADE BY ME AT THE DIRECTION OF THE OWNER(S) AND THAT THE SUBDIVISION IS ENTIRELY WITHIN THE BOUNDARIES OF THE LAND OWNED BY ISLE OF WIGHT COUNTY BOARD OF SUPERVISORS. THE LAST INSTRUMENT OF TITLE BEING DB 277 PG 483 . I HEREBY CERTIFY TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL OF THE REQUIREMENTS OF THE ZONING & SUBDIVISION ORDINANCES OF THE TOWN OF SMITHFIELD, VIRGINIA, REGARDING THE PLATTING OF SUBDIVISIONS WITHIN THE TOWN HAVE BEEN COMPLIED WITH.
GIVEN UNDER MY HAND THIS 21ST DAY OF DECEMBER, 2022.

_____.
EDWARD C. "MO" CANADA, III L.S.

ISLE OF WIGHT COUNTY BOARD OF SUPERVISORS HEREBY CERTIFY THAT THEY ARE THE OWNERS OF THE PROPERTY SHOWN ON THIS PLAT AND THAT THIS SUBDIVISION IS WITH THEIR FREE CONSENT AND ACCORDANCE WITH THEIR DESIRES.

WITNESS MY HAND AND SEAL THIS _____DAY OF _____, 20____.

REPRESENTATIVE _____,

STATE OF _____.

COUNTY OF _____, TO-WIT

SUBSCRIBED AND SWORN TO BEFORE ME _____, A NOTARY

PUBLIC IN AND FOR THE COUNTY OF _____, STATE

OF _____.

THIS_____DAY OF_____20____.

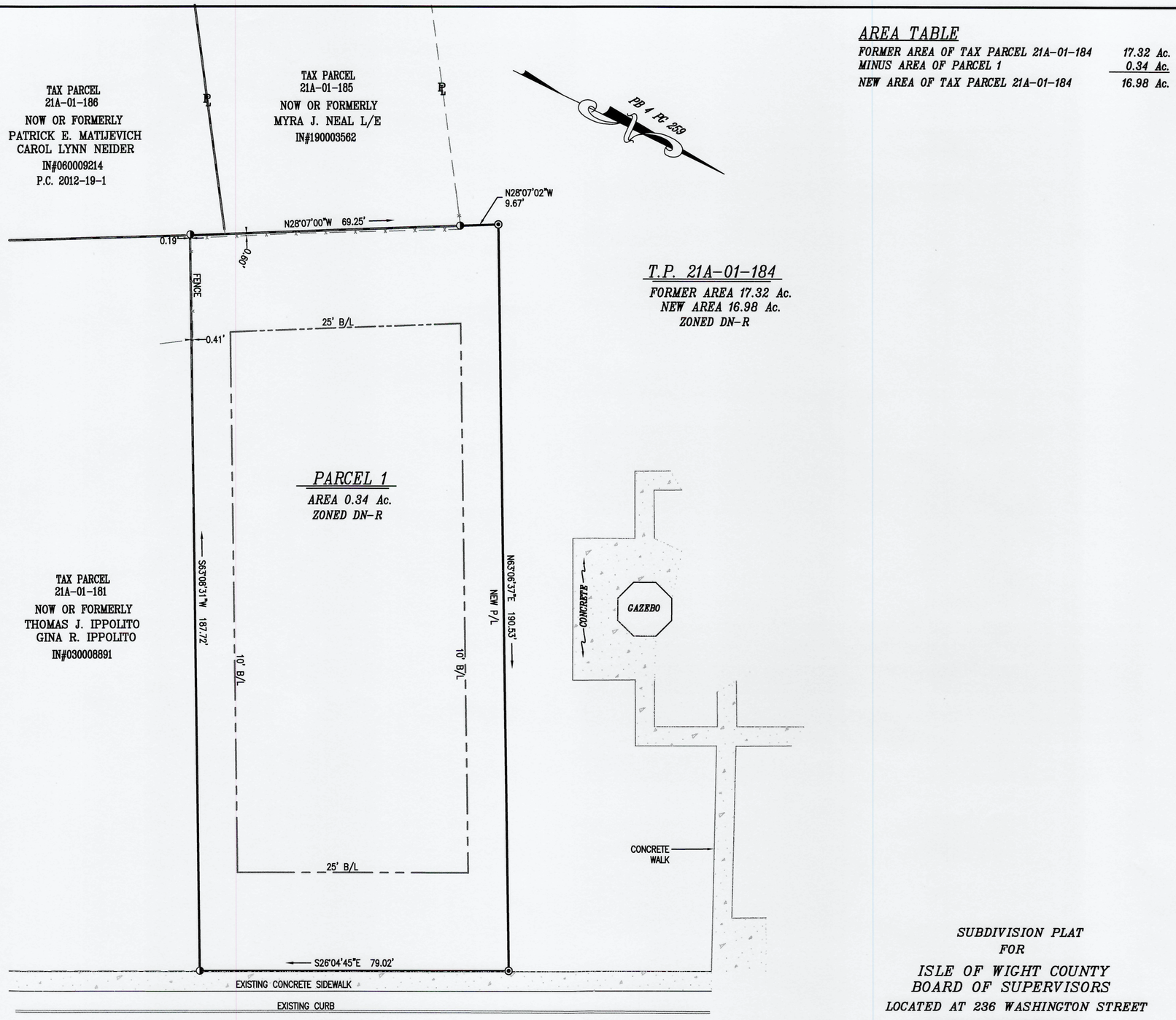
MY COMMISSION EXPIRES_____.

GIVEN UNDER MY HAND THIS _____DAY OF _____. 20____.

_____.
NOTARY REGISTRATION NO. NOTARY PUBLIC

THIS SUBDIVISION PLAT HAS BEEN FOUND TO BE IN CONFORMANCE WITH THE TOWN OF SMITHFIELD SUBDIVISION ORDINANCE AND MUST BE RECORDED WITH THE OFFICE OF THE CLERK OF CIRCUIT COURT OF ISLE OF WIGHT COUNTY WITHIN SIX MONTHS OF THE DATE OF APPROVAL. APPROVAL WILL BE DEEMED VOID AFTER SIX MONTHS AND THE PLAT MUST BE RESUBMITTED FOR APPROVAL.

DATE OF APPROVAL:_____. TOWN OF SMITHFIELD AGENT:_____.



AREA TABLE

FORMER AREA OF TAX PARCEL 21A-01-184	17.32 Ac.
MINUS AREA OF PARCEL 1	0.34 Ac.
NEW AREA OF TAX PARCEL 21A-01-184	16.98 Ac.

REFERENCE - DB 277 PG 483, PB 4 PG 259

LEGEND:
◑ - DENOTES IRON PIN OR PIPE FOUND
⦿ - DENOTES IRON PIN SET

SUBDIVISION PLAT
FOR
ISLE OF WIGHT COUNTY
BOARD OF SUPERVISORS
LOCATED AT 236 WASHINGTON STREET
TOWN OF SMITHFIELD
ISLE OF WIGHT COUNTY, VIRGINIA
SCALE 1"= 20' DECEMBER 21, 2022

Scale
0 20 40

COMMONWEALTH OF VIRGINIA
EDWARD C. (MO)CANADA, III
Lic. No. 002846
12-21-22
LAND SURVEYOR

CANADA LAND & MARINE SURVEYING
1212 S. Church Street Smithfield, VA 23430
PHONE : 757-357-2911

DRAWN BY: ECC | JOB #S22-250-SM

SHEET 1 OF 1

ISSUE:

Discussion of Holding a Strategic Planning Retreat/Tour

BACKGROUND:

In January 2022, the Board held a full day retreat in the City of Franklin which included a tour of the Hayden Village facility, a discussion regarding programming for seniors and a regional transportation proposal from Senior Services.

The Board may wish to discuss potential subjects, dates, and the format for its next retreat so staff can begin securing speakers, transportation, etc. At the Board's regular meeting in June, the County Administrator noted that October 24th or 25th are potential dates for the Board's consideration.

BUDGETARY IMPACT:

None.

RECOMMENDATION:

Per the Board's discussion.

ISSUE:

Consideration of Items for 2024 Legislative Priorities

BACKGROUND:

Staff will briefly review and discuss the County's proposed legislative strategy and requests the Board provide any suggested items for inclusion in the 2024 Legislative Agenda.

Items previously included in the list of legislative priorities are:

- Additional Sales Tax for Educational Purposes
- Education Funding Support from the Commonwealth
- Limited Residential Lodging Act
- Unfunded Mandates
- Transportation Funding
- Proffer/Impact Fee Legislation
- Support for Second Amendment
- Public Notice Advertisement
- Compensation Board Funding
- Senate Bill 581 – Inmate Fees

BUDGETARY IMPACT:

None

RECOMMENDATION:

Per the Board's discussion and direction.

ATTACHMENTS:

Description	Type	Upload Date
2023 Legislative Priority List	Backup Material	6/20/2023

Local Roots, Global Reach

ISLE OF WIGHT
COUNTY, VIRGINIA

ISLE OF WIGHT COUNTY
2023 LEGISLATIVE PRIORITY LIST

LOCAL ISSUES

- Additional Sales Tax for Educational Purposes
- Education Funding Support from the Commonwealth
- Limited Residential Lodging Act
- Unfunded Mandates
- Transportation Funding
- Proffer/Impact Fee Legislation
- Support for Second Amendment
- Public Notice Advertisement
- Compensation Board Funding
- Senate Bill 581 – Inmate Fees

P. O. Box 80
17090 Monument Circle
Isle of Wight, VA 23397
(757) 365-6204
www.co.isle-of-wight.va.us

ADDITIONAL SALES TAX FOR EDUCATION PURPOSES

ISSUE:

The Code of Virginia authorizes "the qualifying locality" to impose an additional local sales and use tax at a rate not to exceed one percent, as determined by the governing body, if initiated by a resolution of the local governing body and **approved by the voters at a referendum**. The bill requires the governing body to specify in the enacting ordinance the time period, not to exceed 20 years, for which the tax would be imposed. Revenue from the tax shall be used solely for capital projects for new construction or major renovation of schools in the locality enacting the tax.

The bill removes the limit on the amount that "the qualifying locality" may appropriate to an incorporated town that has not complied with the provisions of its charter relating to the elections of local officials. Under current law, such amount is limited to the amount the town would have received from local sales and use tax for educational purposes if such election had been held.

In the Code of Virginia, § 58.1-602, "qualifying locality" currently means Charlotte County, Gloucester County, Halifax County, Henry County, Mecklenburg County, Northampton County, Patrick County, Pittsylvania County, or the City of Danville.

COUNTY POSITION:

Isle of Wight County urges the General Assembly to adopt legislation to amend the Code of Virginia (§ 58.1-602) to add "Isle of Wight County" as a qualifying locality for the purpose of imposing an additional local sales and use tax at a rate not to exceed one percent, as determined by the governing body to be used solely for capital projects for new construction or major renovation of schools.

EDUCATION FUNDING SUPPORT FROM THE COMMONWEALTH

ISSUE:

The Joint Legislative Audit and Review Commission (JLARC) has previously produced reports relative to state and local funding of the Standard of Quality (SOQ) for primary and secondary education in Virginia. In this regard, the Isle of Wight County remains concerned about the following issues:

- Localities pay 100 percent of the cost of teachers and other instructional expenses beyond the minimum requirements of the state Standards of Quality, which represents significant costs to localities.
- School divisions spend significantly less to operate and maintain facilities than in the past due to unfunded mandates from the State.

It is essential for the state to fully fund its constitutional responsibilities and all mandates associated with K-12 public education. Full state funding should be achieved without reduction to other parts of state public education budgets or to the other core services. Should state general funding diminish, local autonomy should be increased and state education mandates reduced.

COUNTY POSITION:

Isle of Wight County supports full State funding for public education, including the Standards of Quality (SOQ) as previously recommended by the Board of Education, where these recommendations coincide with prevailing local practice; targeted incentive programs; capital and maintenance support; and teacher salaries. Full State funding should be achieved without reduction to other parts of State public education budgets or to other core services. The State must recognize that local school divisions continue to spend billions of dollars above the required local effort.

The County opposes proposals to divert State or local education funds from local school divisions.

LIMITED RESIDENTIAL LODGING ACT

ISSUE:

The Limited Residential Lodging Act (the Act) allows persons to rent out their primary residences or portions thereof for charge for periods of less than 30 consecutive days or do so through a hosting platform. Localities are preempted from adopting ordinances or zoning restriction prohibiting such short-term rentals, but authorized to adopt ordinances requiring persons renting their primary residences to have a minimum of $500,000 of liability insurance, prohibiting persons from renting their primary residences if they fail to pay applicable taxes, and requiring persons renting their primary residences to register with the locality. A hosting platform must register with the Department of Taxation to collect and remit all applicable taxes on behalf of the property owner using the hosting platform. The bill defines "limited residential lodging," "booking transaction," and "hosting platform" and provides for penalties for violations of the Act. The bill contains a reenactment clause and directs the Virginia Housing Commission to convene a work group to further study the issues presented in the bill and make recommendations for consideration by the 2017 Session of the General Assembly.

COUNTY POSITION:

The General Assembly should adopt legislation that provides localities the ability to ensure the safety, well-being and use of property by persons renting properties, as well as adjacent and neighboring property owners.

Isle of Wight County is **opposed** to any legislation that would exempt short-term rental rooms or entire residences through booking platforms such as AirBnB from local zoning regulations.

UNFUNDED MANDATES

ISSUE:

Unfunded mandates placed on localities by the State have detrimentally affected local tax rates and the ability of local governments to address local needs and priorities.

There are many programs required by the State to be implemented at the local level. Several of these programs are inadequately funded or not funded at all by the State. Unfunded mandates place a financial burden on localities to implement those programs. The problem is further exacerbated when existing funding from the State to provide programs is unexpectedly reduced or eliminated, but the requirement to provide the program still exists.

When funding for a mandated program is altered, the mandate should be suspended until full funding is restored. When legislation with a cost to localities is passed by the General Assembly, the cost should be borne by the Commonwealth, and the legislation should contain a sunset clause providing that the mandate is not binding on localities until funding by the Commonwealth is provided.

The General Assembly has previously adopted legislation mandating that local governments fund the Line of Duty Act (LODA) as a means of providing public safety personnel with death or disability benefits resulting from the performance of their duties.

Local governments had no input into the design of the LODA program, but are required to fund the program now that cost have exceeded what the State wants to pay for. **This is an unfunded mandate.**

Per the provisions of Section 3.2-6553 of the Code of Virginia, Isle of Wight County was required to compensate a citizen $11,400 for livestock killed by dogs. No funding was provided for this requirement, nor is there a mechanism for reimbursement from the State.

COUNTY POSITION:

The County requests that the General Assembly adequately fund the State's share for required programs that must be implemented at the local level.

The County of Isle of Wight requests that the General Assembly adopt legislation to amend the Code of Virginia to make LODA coverage optional at the local level or provide local governments the option to only pay basic death benefits under LODA.

Additionally, LODA should be fully funded by the State and administration of the program should fall under the State Worker's Compensation Commission, not the State Comptroller's Office.

The County requests that the General Assembly adequately fund the State's share for required programs that must be implemented at the local level and/or eliminate the service requirement of the mandate.

TRANSPORTATION FUNDING

ISSUE:

Isle of Wight County appreciates the funding provided by the State as a significant step towards addressing the transportation needs of the Commonwealth; however, it did not fully address the needs of Virginia's highway system, where more funding is needed in the immediate future for our roadways, especially secondary roads.

COUNTY POSITION:

The General Assembly should take the appropriate actions necessary to restore funding for the Six-Year Secondary Road Plan to pre- recession levels, adjusted for inflation.

The General Assembly should closely monitor and evaluate the implementation of "Smart Scale" and all other processes employed in recent years for distributing transportation funds.

Isle of Wight County supports a fuel tax floor to ensure sufficient funding to address transportation construction and maintenance needs throughout the Commonwealth.

PROFFER/IMPACT FEES

ISSUE:

Many localities in the Commonwealth have used voluntary proffers as a means of ensuring that the impacts of new residential developments on public infrastructure and public services are not borne solely by existing residents of the impacted community.

In 2016, the General Assembly adopted legislation that provides that *no locality shall (i) request or accept any unreasonable proffer in connection with a rezoning or a proffer condition amendment as a condition of approval of a new residential development or new residential use or (ii) deny any rezoning application or proffer condition amendment for a new residential development or new residential use where such denial is based in whole or in part on an applicant's failure or refusal to submit an unreasonable proffer or proffer condition amendment.*

During the 2019 General Assembly Session, language was added to clarify that nothing should be interpreted to prohibit communications between an applicant or owner and the locality or to prohibit presentation, analysis, or discussion of the potential impacts of new residential development or other new residential use on the locality's public facilities.

COUNTY POSITION:

Isle of Wight County supports changes to the conditional zoning law to allow greater flexibility in the process for determining impacts (operational and capital) to be addressed when considering an application for development. Isle of Wight County also supports legislation that grants localities additional tools to adequately meet increasing needs for public services driven by new development without burdening current residents with the cost of new growth through increased real estate taxes. Such additional tools may include broad impact fee authority for all counties, and adequate public facilities provisions.

AFFIRMATION OF SECOND AMENDMENT RIGHTS

ISSUE:

The Second Amendment to the United States Constitution was ratified on December 15, 1791 and provides for the "Right to Bear Arms". It establishes that "A well regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall not be infringed".

Article I, Section 13, of the Constitution of Virginia provides "That a well regulated militia, composed of the body of the people, trained to arms, is the proper, natural, and safe defense of a free state, therefore, the right of the people to keep and bear arms shall not be infringed; that standing armies, in time of peace, should be avoided as dangerous to liberty; and that in all cases the military should be under strict subordination to, and governed by, the civil power."

The Isle of Wight County Board of Supervisors has previously adopted a resolution declaring Isle of Wight County as a "Constitutional County" which affirms its support of the rights ensured and protected by the Constitutions of the United States and Virginia. In this regard, it is the right of the people to keep and bear arms to defend life, liberty, and property as well as to derive benefit from safe forms of firearms recreation, hunting, and shooting using all types of firearms allowable by the United States Constitution.

COUNTY POSITION:

Isle of Wight County opposes the enactment of any legislation that would unconstitutionally infringe upon the right of law-abiding citizens to keep and bear arms. The County further urges the General Assembly to support that right.

PUBLIC NOTICE ADVERTISEMENT

ISSUE:

The Code of Virginia requires localities to utilize a "newspaper of general circulation" in that locality as the primary source for public notification. Many public notices are "wordy" and relatively lengthy because of statutorily required language and the annual costs associated with public notifications are significant.

As subscriptions to hard-copy newspapers continue to decline and the use of electronic media (websites, social media, etc.) increases, electronic means of communication offer more options and a greater reach for public notification.

COUNTY POSITION:

The County requests the General Assembly to adopt legislation to authorize the use of electronic media as the primary source for public notification or amend the statutory requirements for the language used in newspaper ads such that a brief description could be provided in newspapers with a more complete description/notification provided on the locality's website.

COMPENSATION BOARD FUNDING

ISSUE:

The Commonwealth provides operational funding for certain Constitutional required governmental functions via the State Compensation Board. In this regard, the Compensation Board establishes minimum salaries for certain positions funded by the State. As competition for qualified employees has intensified at the State and local levels, so has the need to adjust salaries and the funding for those Compensation Board funded positions.

The funding provided to localities by to compensate Compensation Board for many positions at the local level is woefully inadequate, particularly those positions assigned to law enforcement functions within the local Sheriff's offices.

COUNTY POSITION:

The County requests that the General Assembly review and appropriate increased funding for Compensation Board funded positions, particularly those positions assigned to law enforcement functions within the local Sheriff's offices.

SENATE BILL 581 – INMATE FEES

ISSUE:

During the 2022 General Assembly Session, legislation (Senate Bill 581) was adopted to direct the State Board of Local and Regional Jails (the Board) to convene a work group to review and make recommendations regarding the reduction or elimination of costs and fees charged to inmates in local or regional correctional facilities, including fees related to the costs of an inmate's keep, work release, or participation in educational or rehabilitative programs; telephone services; commissaries; and electronic visitation systems. The bill requires the Board to report its findings and recommendations to the Chairmen of the House Committee on Public Safety and the Senate Committee on Rehabilitation and Social Services by December 1, 2022.

The reduction or elimination of costs and fees will negatively impact the revenues of local and regional jails and place an additional financial burden on localities responsible who share the financial responsibility of funding local or regional jail facilities.

COUNTY POSITION:

Isle of Wight County opposes any amendments to the current fee/commission structure of local or regional jail facilities. Fees/commissions include those related to the cost of the inmate's keep, work release, participation in educational or rehabilitative programs, telephone services, commissaries, and electronic visitation systems.

Amendments to the fee structure will place an unnecessary burden upon the localities who share financial responsibility of local and regional jails, and should be replaced with revenue neutral sources if amendments are recommended.

BACKGROUND:

The matters attached to this Board report are included as a means of providing information to the Board relative to matters of interest. These items do not require any action by the Board.

BUDGETARY IMPACT:

None

RECOMMENDATION:

For the Board's information.

ATTACHMENTS:

Description	Type	Upload Date
Delinquent Tax Collections - May 2023	Backup Material	7/10/2023
Cash Position - May 2023	Backup Material	7/10/2023
Statement of Treasurers Accountability - May 2023	Backup Material	7/10/2023
Incidents by Zone Data - June 2023	Backup Material	7/11/2023
Incidents by Zone Map - June 2023	Backup Material	7/11/2023
Station Activity Report - June 2023	Backup Material	7/11/2023
Museum Report - June 2023	Backup Material	7/5/2023
Correspondence from Charter	Backup Material	7/6/2023
Correspondence from Peninsula Trailriders	Backup Material	7/6/2023

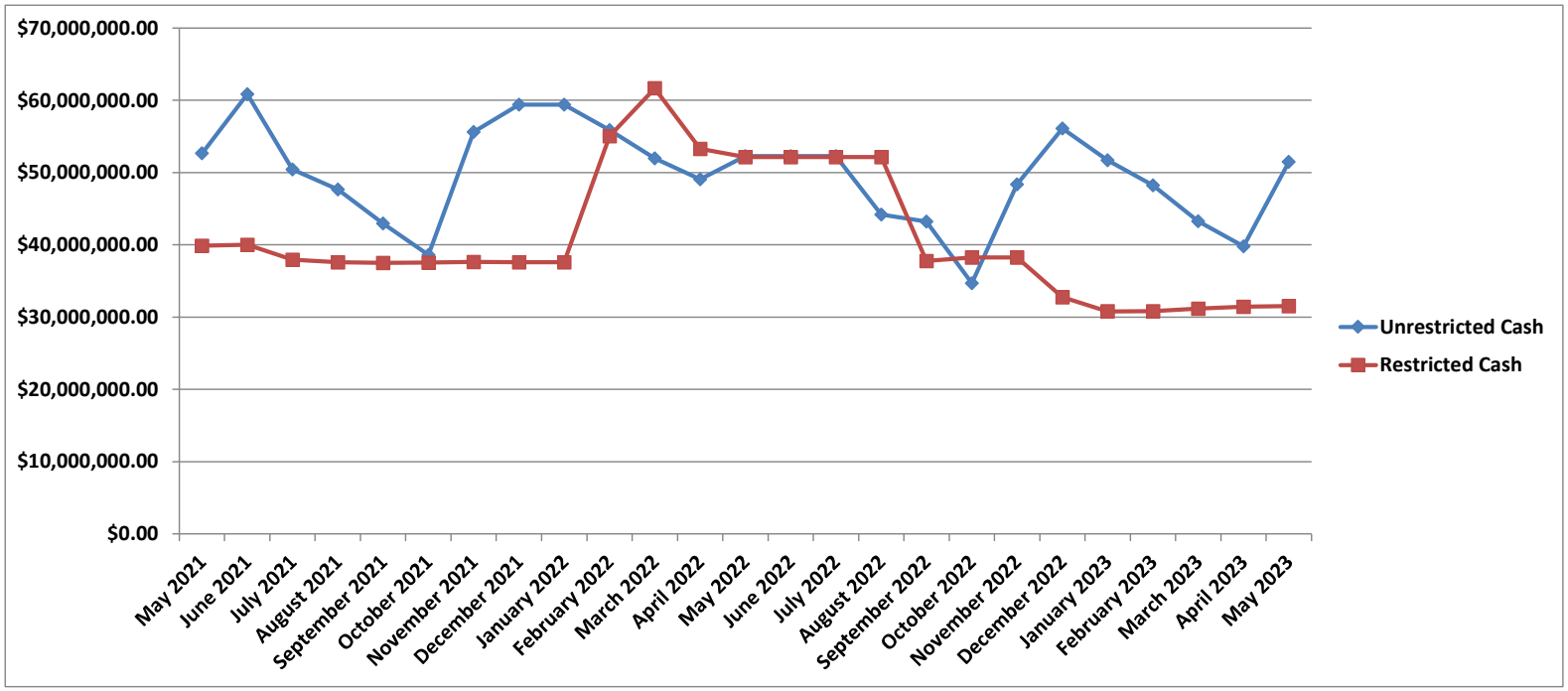
COUNTY OF ISLE OF WIGHT
TAX BILLINGS & COLLECTIONS AS OF MAY 2023
REAL ESTATE

TAX YEAR	TAX LEVY	SUPPLEMENTS	PUBLIC SERVICE	ADJUSTMENTS &	TOTAL TAX LEVIES	TAX COLLECTED	TAX OUTSTDG.	% COLLECTED	% UNC.
Prior 2015					$ 182,201,088.66	$ 182,199,236.42	$ 1,852.24	100.00%	0.00%
2016-2017	$ 36,430,832.13	$ 325,926.29	$ 1,450,155.11	$ (703,386.97)	$ 37,503,526.56	$ 37,501,600.36	$ 1,926.20	99.99%	0.01%
2017-2018	$ 37,210,991.03	$ 251,802.28	$ 1,499,216.98	$ (791,705.27)	$ 38,170,305.02	$ 38,157,350.34	$ 12,954.68	99.97%	0.03%
2018-2019	$ 37,640,722.98	$ 270,975.06	$ 1,395,368.74	$ (915,977.93)	$ 38,391,088.85	$ 38,375,700.33	$ 15,388.52	99.96%	0.04%
2019-2020	$ 39,703,728.23	$ 261,787.48	$ 1,455,114.04	$ (1,131,288.42)	$ 40,289,341.33	$ 40,264,619.60	$ 24,721.73	99.94%	0.06%
2020-2021	$ 40,264,498.73	$ 392,770.23	$ 1,637,435.57	$ (1,253,579.81)	$ 41,041,124.72	$ 40,968,232.62	$ 72,892.10	99.82%	0.18%
2021-2022	$ 41,155,420.28	$ 365,250.84	$ 1,532,654.01	$ (1,493,362.50)	$ 41,559,962.63	$ 41,353,006.06	$ 206,956.57	99.50%	0.50%
2022-2023	$ 20,981,383.38	$ 109,047.75	$ 1,428,098.18	$ (862,958.18)	$ 20,118,425.20	$ 19,904,323.93	$ 214,101.27	98.94%	1.06%
Notes:	Only includes 1st half real estate					**DELINQUENT REAL ESTATE =**	$ 550,793.31	99.87%	0.13%

PERSONAL PROPERTY

TAX	TAX LEVY	SUPPLEMENTS	PUBLIC		TOTAL TAX	TAX COLLECTED	TAX OUTSTDG.	% COLLECTED	% UNC.
prior 2015					$ 133,262,067.60	$ 133,257,824.86	$ 4,242.74	100.00%	0.00%
2016	$ 13,507,039.33	$ 1,380,771.71	$ 33,805.90	$ (1,077,944.48)	$ 13,843,672.46	$ 13,803,771.05	$ 39,901.41	99.71%	0.29%
LIC. FEE	$ 922,063.00	$ 172,022.00	$ -	$ (48,633.00)	$ 1,045,452.00	$ 1,037,229.41	$ 8,222.59	99.21%	0.79%
2017	$ 20,526,955.84	$ 1,403,869.87	$ 30,862.41	$ (7,879,598.21)	$ 14,082,089.91	$ 14,035,304.73	$ 46,785.18	99.67%	0.33%
LIC. FEE	$ 953,161.00	$ 175,816.00	$ -	$ (50,613.00)	$ 1,078,364.00	$ 1,067,999.47	$ 10,364.53	99.04%	0.96%
2018	$ 14,385,655.01	$ 1,445,325.25	$ 29,880.46	$ (1,099,931.64)	$ 14,760,929.08	$ 14,706,174.68	$ 54,754.40	99.63%	0.37%
LIC. FEE	$ 995,518.00	$ 172,363.00	$ -	$ (90,335.00)	$ 1,077,546.00	$ 1,064,873.10	$ 12,672.90	98.82%	1.18%
2019	$ 15,920,628.76	$ 1,442,262.52	$ 38,859.89	$ (1,054,518.03)	$ 16,347,233.14	$ 16,255,143.60	$ 92,089.54	99.44%	0.56%
LIC. FEE	$ 986,732.00	$ 154,039.00	$ -	$ (45,484.00)	$ 1,095,287.00	$ 1,077,032.88	$ 18,254.12	98.33%	1.67%
2020	$ 16,352,666.74	$ 1,397,452.52	$ 38,691.28	$ (1,016,514.04)	$ 16,772,296.50	$ 16,643,513.09	$ 128,783.41	99.23%	0.77%
LIC. FEE	$ 942,740.00	$ 130,804.00	$ -	$ (28,480.00)	$ 1,045,064.00	$ 1,022,960.23	$ 22,103.77	97.88%	2.12%
2021	$ 19,301,665.16	$ 1,276,316.20	$ 46,882.14	$ (1,505,754.80)	$ 19,119,108.70	$ 18,847,722.54	$ 271,386.16	98.58%	1.42%
LIC. FEE	$ 959,443.00	$ 161,792.00	$ -	$ (37,889.00)	$ 1,083,346.00	$ 1,048,543.53	$ 34,802.47	96.79%	3.21%
2022	$ 22,290,687.31	$ 2,026,661.25	$ 34,783.40	$ (1,690,684.63)	$ 22,661,447.33	$ 21,419,257.55	$ 1,242,189.78	94.52%	5.48%
LIC. FEE	$ 971,360.00	$ 126,789.00	$ -	$ (31,575.70)	$ 1,066,573.30	$ 976,772.85	$ 89,800.45	91.58%	8.42%
						DELINQUENT PERSONAL PROP. =	$ 2,076,353.45	99.20%	0.80%
						TOTAL DELINQUENT=	**$ 2,627,146.76**	99.62%	0.43%

CASH POSITION



COUNTY OF ISLE OF WIGHT

STATEMENT OF THE TREASURER'S ACCOUNTABILITY
May 2023

Institution	Instrument	Rate	Balance	Previous Year Balance
	Cash			
	Petty Cash		$2,300.00	$1,950.00
SUB TOTAL				
	Checking Accounts			
Bank of America	General Fund Checking	2.14%	$15,797,518.21	$6,359,457.56
Bank of America	School General Fund Checking	2.14%	$4,338,514.32	$5,970,308.03
Bank of America	DSS General Fund Checking	2.14%	$2,480,182.28	$2,299,890.41
Bank of America	County Payroll Account	2.23%	$99,049.09	$85,005.01
Bank of America	School Payroll Account	2.24%	$1,636.77	$0.00
Bank of America	DSS Payroll Account	2.27%	$3,149.53	$0.00
SUB TOTAL			**$22,720,050.20**	**$14,714,661.01**
	Investments			
Bank of America	Emergency Fund Checking	2.23%	$2,639.56	$2,602.45
LGIP	General Fund Investment	5.15%	$19,921,778.63	$24,185,584.08
VIP	VIP Long Term	5.15%	$79,201.45	$79,129.47
VIP	VIP Short Term	5.15%	$8,759,540.71	$13,266,289.72
SUB TOTAL			**$28,763,160.35**	**$37,533,605.72**
	Restricted Funds			
Bank of America	School Escrow Fund	2.14%	$0.00	$0.00
Bank of America	General Recoupment Funds	2.14%	$15,141.84	$19,216.37
Bank of America	Special Welfare Funds	2.14%	$0.00	$0.00
Bank of America	Special Welfare Donated Funds	2.23%	$20,094.45	$5,741.81
Bank of America	Special Welfare Child Support	2.22%	$288.57	$495.30
Bank of America	School's Camp Foundation	2.23%	$25,270.06	$24,914.68
Farmers Bank	School Food Service Funds	2.17%	$1,788,348.00	$768,564.09
BNY Mellon	Pace Funds		$2,228,604.33	$2,449,151.52
Bank of America	County Escrow Fund	2.23%	$10,770.09	$6,283.39
SUB TOTAL			**$4,088,517.34**	**$3,274,367.16**
	Bond Proceeds--Invested in SNAP			
	2012 Public Utility Bond	5.22%	$0.00	$1,873,229.55
	2012 Public Utility Bond Interest	5.22%	$0.00	$336,395.22
	2016 Bond	5.22%	$334,009.58	$353,506.77
	2016 Bond Interest	5.22%	$221,247.65	$201,049.50
	2020A Bond	5.22%	$7,150,884.58	$27,466,289.60
	2020A Bond Interest	5.22%	$492,366.37	$85,247.05
	2022 GO Bond	5.22%	$18,509,158.87	$18,509,158.87
	2022 GO Bond Interest	5.22%	$718,889.02	$27,053.42
SUB TOTAL			**$27,426,556.07**	**$48,851,929.98**
TOTAL OF ALL FUNDS			**$83,000,583.96**	**$104,376,513.87**

ISLE OF WIGHT

Incident by Zone - June 2023

Agency: IWFR, Event date/Time range: 06/01/2023 00:00:00 - 06/30/2023 23:59:59

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	ACCIDENT UNKNOWN INJURIES	1	2	3	38%	0:01:12	0:10:03	0:10:34	0:54:11	0:18:04
	ACCIDENT WITH INJURIES	0	1	1	13%	0:00:54	0:10:59	0:11:35	0:23:28	0:23:28
	OBSTETRICS	0	1	1	13%	0:02:58	0:05:10	0:06:17	0:14:25	0:14:25
	UNCONSCIOUS OR FAINTING	0	1	1	13%	0:01:26	0:11:21	0:03:21	0:16:08	0:16:08
	Subtotals for EMS	**1**	**5**	**6**	**75%**	**0:01:38**	**0:09:23**	**0:07:57**	**1:48:12**	**0:18:01**
	CAR FIRE	1	0	1	13%	0:00:21	0:05:29	0:32:12	0:38:02	0:38:02
	Subtotals for FIRE	**1**	**0**	**1**	**13%**	**0:00:21**	**0:05:29**	**0:32:12**	**0:38:02**	**0:38:02**
	FIRE MUTUAL AID	0	1	1	13%	0:02:03	4:29:14	9:11:31	13:42:48	13:42:48
	Subtotals for MUTA	**0**	**1**	**1**	**13%**	**0:02:03**	**4:29:14**	**9:11:31**	**13:42:48**	**13:42:48**
	Totals for	**2**	**6**	**8**	**100%**	**0:01:29**	**0:52:03**	**1:42:35**	**16:09:02**	**2:35:29**
1010	ABDOMINAL PAIN	0	1	1	1%	0:01:46	0:09:25	1:02:23	1:13:34	1:13:34
	ABRASIONS BRUISES ETC	0	1	1	1%	0:00:08	0:13:19	0:51:00	1:04:27	1:04:27
	ACCIDENT UNKNOWN INJURIES	0	8	8	7%	0:01:45	0:04:38	1:11:16	8:03:54	1:00:29
	ACCIDENT WITH ENTRAPMENT	0	2	2	2%	0:01:25	0:05:37	0:54:41	2:03:25	1:01:43
	ACCIDENT WITH INJURIES	0	3	3	3%	0:01:18	0:04:17	1:15:18	4:02:38	1:20:53
	ALARM - MEDICAL	0	6	6	5%	0:01:15	0:07:38	0:17:43	2:19:40	0:23:17
	ALLERGIC REACTIONS	0	2	2	2%	0:01:10	0:05:47	0:38:24	1:30:41	0:45:21
	ASSAULT WITH INJURIES	0	1	1	1%	0:01:44	0:09:41	1:02:59	1:14:24	1:14:24
	CARDIAC ARREST	0	1	1	1%	0:00:24	0:06:02	1:32:59	1:39:25	1:39:25
	CHEST PAIN	1	16	17	15%	0:01:19	0:06:05	1:05:04	20:26:08	1:12:08
	CHILD OR ANIMAL LOCKED IN CAR	0	2	2	2%	0:00:10	0:05:25	0:07:00	0:25:09	0:12:35
	DIFFICULTY BREATHING	0	10	10	9%	0:01:43	0:07:15	1:05:54	12:28:44	1:14:52

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	FALLS AND RELATED INJURIES	0	6	6	5%	0:01:51	0:07:05	1:21:07	7:35:01	1:15:50
	FRACTURES OR BROKEN BONES	0	1	1	1%	0:00:58	0:13:15	1:06:44	1:20:57	1:20:57
	HEADACHE	0	1	1	1%	0:00:09	0:23:24	0:00:09	0:23:42	0:23:42
	LIFT ASSIST	0	6	6	5%	0:01:56	0:11:35	0:07:35	2:06:40	0:21:07
	MEDIC STANDBY	2	0	2	2%	0:00:01	0:00:00	2:47:07	5:34:16	2:47:08
	PAIN	0	6	6	5%	0:02:15	0:11:00	0:59:39	7:17:21	1:12:54
	PSYCHIATRIC PROBLEMS	0	1	1	1%	0:00:39	0:00:00	0:00:00	0:12:12	0:12:12
	SEIZURE	0	1	1	1%	0:02:49	0:09:16	1:08:06	1:20:11	1:20:11
	SICK / ILL OR RESCUE	0	11	11	9%	0:03:01	0:06:42	0:53:12	11:32:12	1:02:56
	STROKE	0	1	1	1%	0:01:29	0:08:38	1:11:06	1:21:13	1:21:13
	UNCONSCIOUS OR FAINTING	0	7	7	6%	0:01:41	0:05:40	1:00:34	7:55:23	1:07:55
	WELFARE CHECK	0	1	1	1%	0:00:09	0:03:44	0:15:25	0:19:18	0:19:18
	Subtotals for EMS	**3**	**95**	**98**	**84%**	**0:01:18**	**0:08:26**	**0:57:12**	**103:30:35**	**1:02:51**
	ARCING WIRES DOWN POWER LINES	0	1	1	1%	0:04:20	0:12:05	1:34:09	1:50:34	1:50:34
	CARBON MONOXIDE ALARM	0	1	1	1%	0:04:12	0:09:28	0:12:05	0:25:45	0:25:45
	FIRE ALARM	1	5	6	5%	0:02:20	0:09:28	0:16:06	2:14:21	0:22:24
	FIRE DEPT COMMUNITY RELATIONS	1	1	2	2%	0:01:40	0:00:00	0:33:28	6:47:38	3:23:49
	FIRE OTHER NOT LISTED	2	2	4	3%	0:00:41	0:05:46	0:24:17	1:45:40	0:26:25
	RUPTURE GAS LINE	0	1	1	1%	0:01:46	0:07:49	0:09:55	0:19:30	0:19:30
	STANDBY	1	0	1	1%	0:00:02	0:00:00	3:37:11	3:37:13	3:37:13
	STRUCTURE FIRE	0	3	3	3%	0:00:52	0:05:24	1:40:07	5:19:11	1:46:24
	Subtotals for FIRE	**5**	**14**	**19**	**16%**	**0:01:59**	**0:08:20**	**1:03:25**	**22:19:52**	**1:31:30**
	Totals for 1010	**8**	**109**	**117**	**100%**	**0:01:28**	**0:08:25**	**0:58:48**	**125:50:27**	**1:10:01**
2020	ACCIDENT UNKNOWN INJURIES	0	3	3	9%	0:00:55	0:07:32	1:21:27	3:12:20	1:04:07
	ACCIDENT WITH INJURIES	1	1	2	6%	0:00:35	0:09:46	1:35:49	3:32:20	1:46:10
	ALARM - MEDICAL	0	3	3	9%	0:01:47	0:10:43	0:20:31	1:39:05	0:33:02

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	ASSAULT WITH INJURIES	0	2	2	6%	0:00:57	0:10:38	0:43:42	1:50:32	0:55:16
	CHEST PAIN	0	4	4	12%	0:01:37	0:10:51	0:33:51	3:05:15	0:46:19
	DIFFICULTY BREATHING	0	2	2	6%	0:01:49	0:12:31	0:08:30	0:33:47	0:16:54
	FALLS AND RELATED INJURIES	0	3	3	9%	0:01:23	0:11:41	0:31:38	2:14:05	0:44:42
	LIFT ASSIST	0	2	2	6%	0:01:48	0:10:14	0:28:41	1:21:25	0:40:43
	SICK / ILL OR RESCUE	0	7	7	21%	0:02:25	0:10:00	0:40:07	6:07:48	0:52:33
	Subtotals for EMS	**1**	**27**	**28**	**85%**	**0:01:28**	**0:10:26**	**0:42:42**	**23:36:37**	**0:51:05**
	BURNING COMPLAINT	0	1	1	3%	0:01:02	0:03:57	0:01:49	0:06:48	0:06:48
	FIRE ALARM	0	1	1	3%	0:01:19	0:04:55	0:01:01	0:07:15	0:07:15
	FIRE OTHER NOT LISTED	0	1	1	3%	0:00:21	0:07:30	0:19:07	0:26:58	0:26:58
	SMELL OF GAS INSIDE/OUTSIDE	0	1	1	3%	0:03:34	0:10:56	0:12:59	0:27:29	0:27:29
	STRUCTURE FIRE	0	1	1	3%	0:02:11	0:05:49	1:02:15	1:10:15	1:10:15
	Subtotals for FIRE	**0**	**5**	**5**	**15%**	**0:01:41**	**0:06:37**	**0:19:26**	**2:18:45**	**0:27:45**
	Totals for 2020	**1**	**32**	**33**	**100%**	**0:01:33**	**0:09:04**	**0:34:23**	**25:55:22**	**0:42:45**
3060	ABRASIONS BRUISES ETC	0	1	1	5%	0:00:44	0:21:01	1:18:06	1:39:51	1:39:51
	ACCIDENT UNKNOWN INJURIES	0	2	2	10%	0:02:39	0:05:10	0:16:25	0:48:29	0:24:15
	ALARM - MEDICAL	0	1	1	5%	0:01:50	0:00:00	0:00:00	0:05:16	0:05:16
	CARDIAC ARREST	0	1	1	5%	0:01:37	0:15:12	0:13:56	0:30:45	0:30:45
	CHEST PAIN	0	3	3	15%	0:01:12	0:14:59	1:58:26	6:43:51	2:14:37
	DIFFICULTY BREATHING	0	2	2	10%	0:01:31	0:21:30	1:21:27	3:28:56	1:44:28
	FALLS AND RELATED INJURIES	0	2	2	10%	0:01:31	0:13:10	0:36:01	1:41:23	0:50:42
	HEADACHE	0	1	1	5%	0:00:14	0:13:24	0:22:14	0:35:52	0:35:52
	HEART PROBLEMS	0	1	1	5%	0:02:09	0:14:15	1:25:29	1:41:53	1:41:53
	LIFT ASSIST	0	2	2	10%	0:02:30	0:13:27	1:01:43	2:35:21	1:17:41
	SICK / ILL OR RESCUE	0	2	2	10%	0:04:11	0:15:13	0:31:17	1:41:21	0:50:41
	Subtotals for EMS	**0**	**18**	**18**	**90%**	**0:01:50**	**0:14:44**	**0:54:30**	**21:32:58**	**1:05:06**

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	FIRE OTHER NOT LISTED	0	1	1	5%	0:00:17	0:03:11	0:11:22	0:14:50	0:14:50
	STRUCTURE FIRE	0	1	1	5%	0:01:05	0:04:57	0:12:36	0:18:38	0:18:38
	Subtotals for FIRE	**0**	**2**	**2**	**10%**	**0:00:41**	**0:04:04**	**0:11:59**	**0:33:28**	**0:16:44**
	Totals for 3060	**0**	**20**	**20**	**100%**	**0:01:39**	**0:12:57**	**0:47:25**	**22:06:26**	**0:57:39**
4070	ABDOMINAL PAIN	0	2	2	2%	0:02:10	0:09:37	1:08:56	2:41:26	1:20:43
	ABRASIONS BRUISES ETC	0	2	2	2%	0:01:19	0:09:09	0:10:58	0:33:44	0:16:52
	ACCIDENT UNKNOWN INJURIES	0	2	2	2%	0:01:07	0:06:32	0:09:06	0:33:29	0:16:45
	ACCIDENT WITH ENTRAPMENT	0	1	1	1%	0:01:37	0:08:23	2:22:25	2:32:25	2:32:25
	ACCIDENT WITH INJURIES	0	1	1	1%	0:01:35	0:09:08	1:28:22	1:39:05	1:39:05
	ALARM - MEDICAL	0	1	1	1%	0:01:29	0:20:30	0:06:02	0:28:01	0:28:01
	ALLERGIC REACTIONS	0	3	3	3%	0:02:07	0:07:18	0:21:57	1:34:07	0:31:22
	BLEEDING/HEMORRHAGING	0	1	1	1%	0:01:40	0:08:02	0:43:47	0:53:29	0:53:29
	CARDIAC ARREST	0	1	1	1%	0:02:12	0:10:08	1:51:18	2:03:38	2:03:38
	CHEST PAIN	1	8	9	8%	0:01:38	0:09:28	1:08:44	11:47:24	1:18:36
	DIABETIC PROBLEMS	0	2	2	2%	0:01:13	0:11:28	0:46:16	1:57:53	0:58:57
	DIFFICULTY BREATHING	0	9	9	8%	0:02:10	0:12:05	1:01:49	11:24:42	1:16:05
	FALLS AND RELATED INJURIES	1	8	9	8%	0:01:16	0:07:36	0:57:18	9:55:32	1:06:10
	FRACTURES OR BROKEN BONES	0	2	2	2%	0:01:18	0:07:47	1:00:38	1:11:43	0:35:52
	HEAD INJURY	0	1	1	1%	0:01:18	0:03:44	1:05:01	1:10:03	1:10:03
	HEADACHE	0	3	3	3%	0:00:13	0:11:02	0:45:42	2:50:51	0:56:57
	HEART PROBLEMS	0	2	2	2%	0:01:50	0:08:14	0:51:46	2:03:39	1:01:50
	LIFT ASSIST	0	10	10	9%	0:01:42	0:10:07	0:18:39	4:50:14	0:29:01
	MEDIC STANDBY	1	0	1	1%	0:00:00	0:00:00	8:17:46	8:17:46	8:17:46
	OVERDOSE	0	1	1	1%	0:01:28	0:14:24	1:00:19	1:16:11	1:16:11
	PAIN	0	4	4	4%	0:02:42	0:12:35	0:49:52	4:20:37	1:05:09
	PSYCHIATRIC PROBLEMS	0	2	2	2%	0:00:47	0:15:30	1:15:06	3:02:47	1:31:24

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	SEIZURE	0	1	1	1%	0:00:27	0:14:08	0:31:40	0:46:15	0:46:15
	SICK / ILL OR RESCUE	1	19	20	18%	0:01:43	0:08:10	0:51:43	19:24:43	0:58:14
	STROKE	0	3	3	3%	0:02:35	0:11:53	1:17:03	4:34:32	1:31:31
	UNCONSCIOUS OR FAINTING	1	1	2	2%	0:00:52	0:12:53	1:07:35	2:29:48	1:14:54
	Subtotals for EMS	**5**	**90**	**95**	**83%**	**0:01:32**	**0:10:24**	**1:12:41**	**104:24:04**	**1:22:12**
	BRUSH FIRE	0	2	2	2%	0:01:33	0:16:42	0:22:14	1:20:56	0:40:28
	BURNING COMPLAINT	0	1	1	1%	0:00:49	0:01:54	0:20:38	0:23:21	0:23:21
	FIRE ALARM	0	12	12	11%	0:01:27	0:09:15	0:09:25	3:34:42	0:17:54
	RUPTURE GAS LINE	0	1	1	1%	0:00:46	0:03:50	0:12:00	0:16:36	0:16:36
	SMELL OF GAS INSIDE/OUTSIDE	0	2	2	2%	0:01:16	0:08:39	0:11:40	0:43:10	0:21:35
	STRUCTURE FIRE	0	1	1	1%	0:00:20	0:05:17	0:09:42	0:15:19	0:15:19
	Subtotals for FIRE	**0**	**19**	**19**	**17%**	**0:01:02**	**0:07:36**	**0:14:16**	**6:34:04**	**0:22:32**
	Totals for 4070	**5**	**109**	**114**	**100%**	**0:01:26**	**0:09:51**	**1:01:44**	**110:58:08**	**1:11:01**
5060	ABDOMINAL PAIN	0	4	4	2%	0:01:47	0:10:43	1:12:53	5:41:34	1:25:24
	ABRASIONS BRUISES ETC	1	3	4	2%	0:00:32	0:09:32	0:13:08	1:32:47	0:23:12
	ACCIDENT UNKNOWN INJURIES	0	6	6	3%	0:01:45	0:04:28	1:10:57	6:41:52	1:06:59
	ACCIDENT WITH INJURIES	0	4	4	2%	0:01:04	0:05:08	1:05:35	4:47:07	1:11:47
	ALARM - MEDICAL	0	2	2	1%	0:01:21	0:10:41	0:11:48	0:47:39	0:23:50
	ALLERGIC REACTIONS	0	3	3	1%	0:01:43	0:08:11	1:06:38	3:49:36	1:16:32
	BACK PAIN (NON TRAUMATIC)	0	1	1	0%	0:01:18	0:10:24	1:21:46	1:33:28	1:33:28
	BLEEDING/HEMORRHAGING	0	4	4	2%	0:01:39	0:10:45	0:40:51	3:33:04	0:53:16
	CARDIAC ARREST	0	3	3	1%	0:00:57	0:06:50	0:58:50	3:19:52	1:06:37
	CHEST PAIN	0	11	11	5%	0:01:26	0:07:28	1:13:38	15:08:01	1:22:33
	CHILD OR ANIMAL LOCKED IN CAR	0	1	1	0%	0:00:24	0:07:40	0:01:43	0:09:47	0:09:47
	DIABETIC PROBLEMS	0	1	1	0%	0:01:50	0:10:40	0:57:34	1:10:04	1:10:04
	DIFFICULTY BREATHING	0	23	23	10%	0:01:54	0:11:26	1:11:26	32:28:10	1:24:42

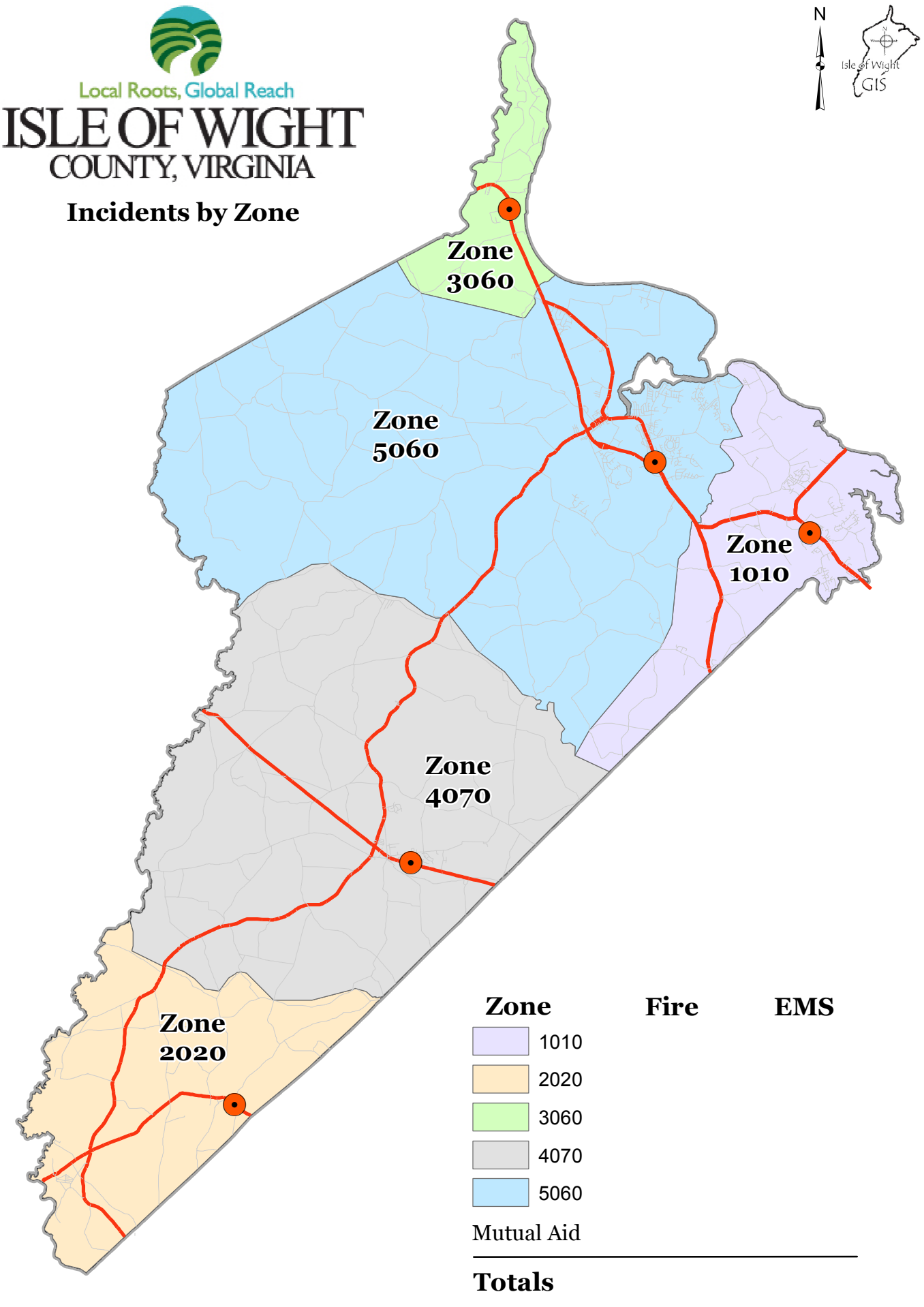
Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	FALLS AND RELATED INJURIES	0	27	27	11%	0:01:43	0:10:29	0:40:31	23:01:58	0:51:11
	FRACTURES OR BROKEN BONES	0	1	1	0%	0:01:23	0:05:56	1:12:43	1:20:02	1:20:02
	HEAD INJURY	0	2	2	1%	0:00:40	0:05:01	0:17:31	0:46:24	0:23:12
	HEART PROBLEMS	0	3	3	1%	0:02:07	0:08:45	1:43:12	5:42:11	1:54:04
	HEAT AND COLD EXPOSURE	0	1	1	0%	0:00:49	0:00:48	0:57:46	0:59:23	0:59:23
	INDUSTRIAL ACCIDENT	0	1	1	0%	0:02:59	0:08:47	0:58:28	1:10:14	1:10:14
	LIFT ASSIST	0	11	11	5%	0:01:52	0:10:40	0:13:52	4:50:30	0:26:25
	OBSTETRICS	0	1	1	0%	0:01:52	0:08:37	0:43:48	0:54:17	0:54:17
	OVERDOSE	0	2	2	1%	0:03:40	0:11:10	0:53:39	2:16:58	1:08:29
	PAIN	0	13	13	6%	0:01:59	0:09:21	1:07:11	17:00:43	1:18:31
	PSYCHIATRIC PROBLEMS	0	1	1	0%	0:00:48	0:07:34	0:57:39	1:06:01	1:06:01
	SEIZURE	0	5	5	2%	0:01:00	0:08:55	1:05:49	6:18:43	1:15:45
	SICK / ILL OR RESCUE	1	43	44	19%	0:01:28	0:10:57	0:57:33	51:18:41	1:09:58
	STROKE	0	5	5	2%	0:01:37	0:09:22	1:16:40	7:18:14	1:27:39
	UNCONSCIOUS OR FAINTING	0	6	6	3%	0:01:42	0:07:34	1:01:59	7:07:35	1:11:16
	Subtotals for EMS	**2**	**188**	**190**	**81%**	**0:01:33**	**0:08:30**	**0:54:50**	**211:54:55**	**1:04:27**
	ARCING WIRES DOWN POWER LINES	3	6	9	4%	0:03:17	0:05:59	0:44:12	7:49:16	0:52:08
	BRUSH FIRE	0	1	1	0%	0:04:12	0:00:00	0:00:00	0:11:35	0:11:35
	BURNING COMPLAINT	0	1	1	0%	0:00:54	0:07:04	0:04:12	0:12:10	0:12:10
	CAR FIRE	0	1	1	0%	0:01:07	0:02:12	0:40:00	0:43:19	0:43:19
	FIRE ALARM	1	8	9	4%	0:01:38	0:05:00	0:03:06	1:17:34	0:08:37
	FIRE DEPT COMMUNITY RELATIONS	1	1	2	1%	0:00:20	0:04:50	0:22:23	0:50:16	0:25:08
	FIRE OTHER NOT LISTED	1	3	4	2%	0:00:55	0:05:45	0:29:56	2:20:36	0:35:09
	SMELL OF GAS INSIDE/OUTSIDE	0	1	1	0%	0:01:25	0:03:38	0:30:52	0:35:55	0:35:55
	SMELL OR ODOR OF SMOKE	0	3	3	1%	0:02:27	0:07:53	0:13:30	1:11:33	0:23:51
	STANDBY	1	0	1	0%	0:00:00	0:00:00	7:05:36	7:05:36	7:05:36
	STRUCTURE FIRE	1	9	10	4%	0:01:40	0:07:49	0:37:55	7:24:02	0:44:24

Station/Beat Code	Nature Code	Self Init	CFS	Total	% Total	Avg Disp Time	Avg Resp Time	Avg Scene Time	Total Call Time	Avg Call Time
	TRANSFORMER FIRE OR POWER LINE	0	3	3	1%	0:03:19	0:08:49	0:06:43	0:56:34	0:18:51
	Subtotals for FIRE	**8**	**37**	**45**	**19%**	**0:01:56**	**0:05:54**	**0:59:51**	**30:38:26**	**1:01:24**
	Totals for 5060	**10**	**225**	**235**	**100%**	**0:01:39**	**0:07:49**	**0:56:15**	**242:33:21**	**1:03:32**
FRA	MEDIC STANDBY	1	0	1	100%	0:00:01	0:00:00	6:31:22	6:31:23	6:31:23
	Subtotals for EMS	**1**	**0**	**1**	**100%**	**0:00:01**	**0:00:00**	**6:31:22**	**6:31:23**	**6:31:23**
	Totals for FRA	**1**	**0**	**1**	**100%**	**0:00:01**	**0:00:00**	**6:31:22**	**6:31:23**	**6:31:23**
SOU	RESCUE MUTUAL AID	0	1	1	100%	0:01:48	0:08:49	0:50:30	1:01:07	1:01:07
	Subtotals for MUTA	**0**	**1**	**1**	**100%**	**0:01:48**	**0:08:49**	**0:50:30**	**1:01:07**	**1:01:07**
	Totals for SOU	**0**	**1**	**1**	**100%**	**0:01:48**	**0:08:49**	**0:50:30**	**1:01:07**	**1:01:07**
SRY	FALLS AND RELATED INJURIES	0	1	1	50%	0:01:44	0:00:00	0:00:00	0:09:41	0:09:41
	Subtotals for EMS	**0**	**1**	**1**	**50%**	**0:01:44**	**0:00:00**	**0:00:00**	**0:09:41**	**0:09:41**
	RESCUE MUTUAL AID	0	1	1	50%	0:01:05	0:23:58	0:17:04	0:42:07	0:42:07
	Subtotals for MUTA	**0**	**1**	**1**	**50%**	**0:01:05**	**0:23:58**	**0:17:04**	**0:42:07**	**0:42:07**
	Totals for SRY	**0**	**2**	**2**	**100%**	**0:01:24**	**0:23:58**	**0:17:04**	**0:51:48**	**0:25:54**

Local Roots, Global Reach

ISLE OF WIGHT COUNTY, VIRGINIA

Incidents by Zone



ISLE OF WIGHT COUNTY

FIRE-EMS ACTIVITY REPORT 2023

STATION RESPONSES	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	YTD
CARROLLTON	121	128	141	117	107	142							756
CARRSVILLE	40	37	30	49	47	37							240
RUSHMERE	4	7	7	5	2	8							33
WINDSOR FIRE	30	37	37	33	25	33							195
SMITHFIELD FIRE	61	63	76	47	52	76							375
IOW RESCUE	264	267	289	223	249	256							1548
WINDSOR RESCUE	119	113	114	106	121	106							679
TOTAL STATION RESPONSES													**3826**

VOL. ACTIVITY HOURS	1ST QUARTER	2ND QUARTER	3RD QUARTER	4TH QUARTER	YTD
CARROLLTON					0
CARRSVILLE					
RUSHMERE					0
WINDSOR FIRE					0
SMITHFIELD FIRE					
IOW RESCUE					
WINDSOR RESCUE					0
TOTAL VOL. HOURS REPORTED					**0**

Note: *1. Station Responses- Data pulled from E911 Computer Aided Dispatch (CAD) system* *n/r not reported*

2. VOL. Activity Hours- Information as reported by Volunteer Agencies

Isle of Wight County Museum &
Isle of Wight County Historic Resources

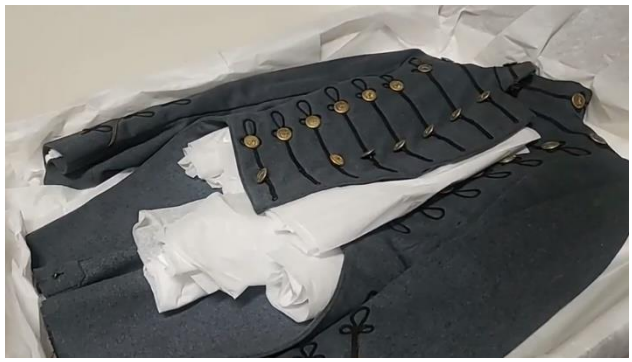
June 2023 Report

J.L. England, Museum Director & Isle of Wight County Historic Resources Manager

Isle of Wight County Museum 103 Main Street, Smithfield

- **VISITATION**: 685
- **SPECIAL EVENTS**
  - **June 9. LUNCH & LEARN: Giles Jones Archaeological Site.** Nick Luccketti of the James River Institute for Archaeology discuss recent research associated with Site 44IW0013, the 17th century Basse's Choice/Giles Jones site. Archaeology on the site took place in the late 1980s and early 1990s which yielded a diverse assemblage of English and European ceramics, weaponry and equine furniture suggesting that the site was occupied by an affluent planter in the period ca. 1625-1650. Recent analysis yields more clues about this early settlement offering a unique glimpse of life in early Virginia. 27 guests.

  - **June 14. LUNCH & LEARN: Flags Over Isle of Wight County.** Today is National Flag Day. Join us as we present the various official and unofficial flags observed flying in our county. You are invited to bring one (or more) flags you think we may have missed. 8 guests.
- **LIVESTREAMING EVENTS.** We continue to connect to visitors, supporters, fans and the community via social media. Our livestreaming tours and programs on Facebook are driving traffic and enhancing interaction on our sites. Events this month, still viewable in the videos section of our Facebook page, include:
  - **June 1. LIVE at 12:05: Parke Shepherd Rouse Sr. VMI Jacket.** This circa 1910 Cadet jacket was once the uniform for the Virginia Military Institute and worn by Parke Shepherd Rouse Sr. The jacket is blue wool with ornate black braiding and 42 "VMI Cadet" buttons.



  - **June 6. LIVE at 12:05: Exploring Yo-Yo History**. Today is National Yo-Yo Day, and in celebration, Curator Rachel Popp explores the long history of yo-yos. From 1,000 BCE China to the 1999 National Toy Hall of Fame, the yo-yo has consistently held a place in the hearts of toy lovers throughout time and all over the world.

  - **June 8. LIVE at 12:05: Giles Jones Archaeological Site**. Join us at the museum tomorrow, June 9, at 12:30 p.m. for a lunch & learn lecture by Nick Luccketti on the Giles Jones Archaeological Site. Archaeology took place in the late 1980s

and early 1990s which yielded a diverse assemblage of English and European ceramics, weaponry and equine furniture suggesting that the site was occupied by an affluent planter in the period ca. 1625-1650. Recent analysis yields more clues about this early settlement offering a unique glimpse of life in early Virginia.

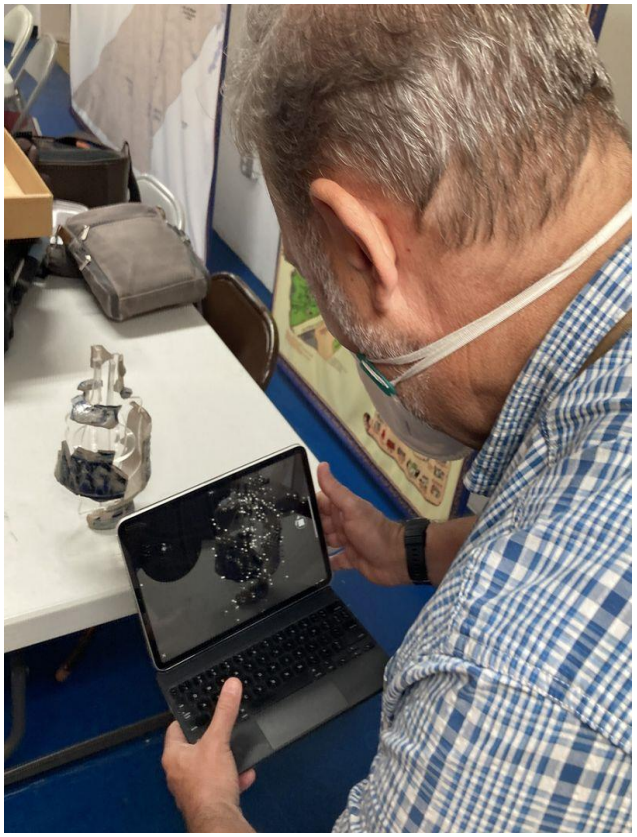
- **June 13. LIVE at 12:05: Smithfield Telephone Company.** Just behind the Isle of Wight County Museum is our neighbor, Verizon. Originally this structure, completed in 1956, was the Home Telephone Company. Construction cost was $180,000.
- **June 15. LIVE at 12:05: Happy National Iced Tea Month.** A brief journey through tea history! While tea was consumed in China as early as the 10th century BC, iced tea became an American staple after its presentation at the World Fair in St. Louis in 1904. Today, Americans consume approximately 50 billion servings of tea per year.

- **June 20. LIVE at 12:05: The Ham Gets an A.** Alex Cole, a 12th grader at Independence High School in Ashburn, Virginia, wrote his final paper about the World's Oldest Ham. We love that he invested his time and energy into the museum, the ham and the Town of Smithfield Virginia. Director Jennifer England reads his paper. And, yes, he got an A!
- **June 22. LIVE at 12:05: The Warren Collection.** Doris and Bill Warren were well-known amateur archaeologists in Virginia amassing an extensive collection of artifacts totaling over 3,000 pieces which Doris Warren began donating to the museum in 1979. Many of these items, like the drill bits featured here, were Native American in nature and give us a look into the day-to-day tools and experiences of local Virginia Indians.

- **June 27. LIVE at 12:05: Round and Round**. Wheels first appeared in ancient Mesopotamia 5,000 years ago. The first law dealing with roads in Virginia appeared on the books in 1632. This law, following English precedent, placed road responsibility on the parish. In England this system was well-suited to the times as a sufficient number of people could maintain the few roads. Unfortunately, Virginia parishes tended to be immense in size with sparse populations. After 1657, road operations were placed with the justices of county courts who appointed individual overseers of roads to handle specific roads or sections of roads. Imagine the beating all those wheels in colonial America took.

- **June 29. LIVE at 12:05: National Camera Day**. First released in 1900, the Brownie Camera produced by Eastman Kodak was of simple design and construction. It was originally marketed towards children but ultimately introduced amateur snapshot photography to the masses. This inexpensive line of cameras changed photography culture forever and remains a recognizable icon within popular culture.

- **BEHIND THESE WALLS**
  - People, objects and places all tell stories, and it is the history of a community that shows its unique character. This video series, launched in 2020, allows some of the county's most interesting structures to share their stories. The **former Benjamin P. Chapman Memorial Library** in Smithfield is in production. View all episodes in this series on the museum's YouTube Channel, Facebook page or website. YouTube link: www.youtube.com/watch?v=RKfQqNu8tVY.
- **GROUPS/TOURS/PROGRAMS**
  - **June 10. Life of Ham Tour** hosted by Smithfield & Isle of Wight County Tourism. 4 guests.
  - **June 11. Writers Group Workshop**, Smithfield and Suffolk. 3 guests.
  - **June 12. Luter Family YMCA** Silver Sneakers, Smithfield. 9 guests.
  - **June 13. Familiarization Tour**, City of Chesapeake Tourism. 4 guests.
  - **June 16. Dr. Bernard Means of Virtual Curation Laboratory at Virginia Commonwealth University** and his anthropology students visited to 3D-scan a few artifacts in the collection plus tour the museum and archives. They toured Windsor Castle Park to see some of the exhibits our department has created with the 3D-printed objects the lab has produced. 9 students and Dr. Means.
  - **June 27. Golden Heirs Senior Club,** Chesapeake Parks, Recreation and Tourism, Chesapeake. 17 guests.
  - **June 28. Isle of Wight Academy Preschool Summer Camp,** Isle of Wight County. 25 guests.



- **GIFT SHOP**
  - Annual inventory was submitted to the Town of Smithfield's Treasurer's Office.
  - Miniatures of Smithfield's 1799 jail were donated to the museum's gift shop for resale.

- **EXHIBIT/PROJECT UPDATE**
  - **Historic Smithfield.** The sign across the street from the 1750 Courthouse is in production. The Town of Smithfield repaired and repointed the brick pedestal.
  - **Taste of Smithfield Cookbook**. The re-publication of this 1978 cookbook – in conjunction with the Isle of Wight County Museum Foundation – is underway. Edits of the proof copy are in progress.

  - **Sprigg Wing, Phase II: Crops, Trade & Merchants.** A new timeline as well as exhibits about colonial businesses, the tobacco industry and mills are in production. The mercantilism backdrop was installed as well as the bulkhead of the Blackwater River exhibit.
  - **First Residents.** This exhibit space will be complete once our longleaf pine tree's branches are mounted.
  - **Civil War Trails.** New signage for Fort Huger and Fort Boykin is in production.
  - **Local Treasures**. Currently on display is the collection of **Robert Cox** which showcases artifacts recovered from one of Isle of Wight County's early courthouses, the **Mount Holly Courthouse**. Artifacts date to the 1600s and include coins, buttons, leather ornaments, pottery and harmonica reeds. This exhibit concept displays the private collections of Isle of Wight County residents and/or those with a connection to the area. For more information and applications: www.historicisleofwight.com/local-treasures.html.

  - **English Telephone Box**. The phone box in front of the Bank of Southside Virginia is part of the Isle of Wight County Museum's collection. Dishman Fabrications LLC of Yorktown is working to schedule the return of the door and glass. Once complete and exhibits are installed, a reception and/or ribbon-cutting will be organized.
  - **Steamboats & Life on the Water; Unusual Objects.** Under development.
  - **Online Exhibits Under Development**: Vietnam War Veterans in Isle of Wight County, Unsung Heroes of Isle of Wight County.
  - **ISLE Be Home for Christmas.** This book project is collecting photographs, postcards, stories, mementos, songbooks, recipes and more that detail the holiday season in Isle of Wight County. This book will be published in November 2023.

- **ARTIFACTS**
  - June 5. The annual cleaning of the World's Oldest Ham's case was completed with the assistance of Isle of Wight County's Public Works Department.
  - Donations this month include Smithfield High School year books dating to the 1950s, cards and scrapbooks.
- **STAFF TRAINING AND REQUIREMENTS**
  - June 2. Town of Smithfield staff picnic.

Financials

• Gift Shop Sales (including tax):	$ 1,730.28
• Donations:	$ 0.00
• Admission:	$ 964.00
• Program/Lecture Fees:	$
Total Monthly Deposit:	**$ 2,694.28**

Social Media/Online Presence

- Visit our website at www.historicisleofwight or www.hamcamva.com.
- **LIVE at 12:05.** Each Tuesday and Thursday, we host pop-up broadcasts on the museum's Facebook page. These programs were seen on the Ham Cam, but since COVID-19, programs and livestreaming from Facebook make these programs more mobile. Our segments – shot in the museum or at any of our historic sites - highlight events at the museum, announcements or artifacts from our collection. Tune in each Tuesday and Thursday at 12:05 p.m. on the museum's Facebook page to learn a bit about local history.
- **Facebook:** Isle of Wight County Museum: 3.4K likes and 3.9K followers. Daily posts.
- **Facebook:** World's Oldest Ham: 214/226 likes/followers. Semi-weekly posts.
- **Facebook:** Town of Smithfield. Periodic posts, responses and maintenance.
- **Twitter.** @WorldsOldestHam. The world's oldest ham has his own account. 1,377 followers.
- **Instagram.** @Isleofwightcountymuseum. 1,104 followers.
- **YouTube.** Isle of Wight County Museum. 61 subscribers.
- **Google Reviews.** 4.7/5 overall rating.
- **TripAdvisor.** 4.5/5 star overall rating.
- **Yelp.** 4.5/5 star overall rating.
- **Foursquare/Swarm.** 7.3/10 rating.

Media Coverage/Promotion/Advertising/Lobbying

- Various pieces in area publications to include calendars and events.
- **June 8. The ROAMies Podcast**. Tour production and interviews.
- **June 14. Buzzfeed. Article**: 14 Photos Of Random Things That Are The Oldest Of Their Kind - https://www.buzzfeed.com/audreyworboys/the-oldest-objects.
- **June 17. The ROAMies. Podcast**: Cajun Meets Vegan in Smithfield and Isle of Wight Co, Virginia - https://podcasts.apple.com/us/podcast/cajun-meets-vegan-in-smithfield-and-isle-of-wight/id1455066132?i=1000617374559.
- **June 22. The Sydney Morning Herald**. Article: Past its use-by date: The world's oldest ham's hilarious history - https://www.smh.com.au/traveller/inspiration/past-its-use-by-date-the-world-s-oldest-ham-s-hilarious-history-20230621-p5diat.html.

Outreach Lectures & Events

- June 17. Lee Hall Train Station, Newport News. Topic: World War I. 75 guests.
- June 21. Sons of Confederate Veterans, Norfolk County Grays, Camp 1549, Virginia Beach. 30 guests.
- June 22. Magnolia Manor, Smithfield. 10 guests.

Windsor Castle 705 Cedar Street, Smithfield

- **June 4. Walking Tour.** From the site's pre-colonial existence to the present day, Windsor Castle tells the fascinating history of the development of Smithfield. Join us for this walking tour through history as we explore the house and several of the outbuildings. 10 guests.
- **June 27. Bookworm Discoveries at Windsor Castle**. Join the Blackwater Regional Library and Isle of Wight County Museum at Windsor Castle Park for outdoor-themed programming featuring themes of agriculture, nature and bugs! This fun and free opportunity to learn a little local history with STEAM themes while enjoying some fresh air and the chance to check out some books is perfect for bookworms of all ages. Today's theme: PollinatorsDressing as a bookworm is optional but encouraged! For more information, www.blackwaterlib.org or 757-356-1223. 20 guests.

Fort Boykin 7410 Fort Boykin Trail, Isle of Wight County

- No updates.

Fort Huger 15080 Talcott Terrace, Isle of Wight County

- A replacement of the Captain John Smith Trail sign is in progress.
- The park's entrance sign was repaired and updated.
- **June 10. Walking Tour**. Visit this Civil War fort and learn the significance of this gateway to the Confederate capital. Tour meets at Fort Huger, 15080 Talcott Terrace, Smithfield. 14 guests and 2 dogs.

Nike-Carrollton Park 13036 Nike Park Road, Carrollton

- **Nike-Ajax Missile Restoration.** Isle of Wight County Public Utilities is at work on the site plan for the missile.
- **Signage.** The replacement of four panels of interpretive signage regarding the former Nike-Ajax missile battery (N-75L) as well as Jones Creek (N-75C) are in production.
- **June 24.** Walking Tour. Visit Nike-Ajax Missile Site N-75L, one of the Cold War's few surviving Army Air-Defense Posts. Local historian Albert Burckard, along with former missile mechanic Ira Abbott, hosts a short presentation and walking tour of this site which contains the original barracks, mess hall, administration and recreation building, officer/non-commissioned officer family housing, fueling area and underground missile magazines. 24 guests.

Boykin's Tavern, 1820 Clerk's Office & Isle of Wight County Court House Complex 17146 Monument Circle, Isle of Wight County

- Boykin's Tavern Visitors: 2
- **Interpretive Plaques**
    - As detailed in Isle of Wight County's Comprehensive Plan *Envisioning the Isle: Isle of Wight County Comprehensive Plan, 2020*, Isle of Wight County encompasses an area richly endowed with a legacy of historic properties, sites, roadways and rural landscapes. All of these add to the story of settlement and expansion in the New World as well as the development of a society with a storied past.
      The Isle of Wight County community has established a recognized need for more public awareness of the importance of history and natural beauty to the quality of life in the County. Interpretation of our historic resources further promotes and conveys the importance and protection of our heritage tourism attractions.
      With this notation and with the 2019 National Register of Historic Places designation, three interpretive plaques providing more details on some of the Isle of Wight County Courthouse Complex's more notable attributes are essential. These plaques will interpret and provide context for these highlights within the complex: Isle of Wight County Courthouse, Clerk's Office and Courthouse Wall.
      On June 7, the Isle of Wight County Historic Architectural Review Board formally approved this project. Signage is currently in production.

Meetings

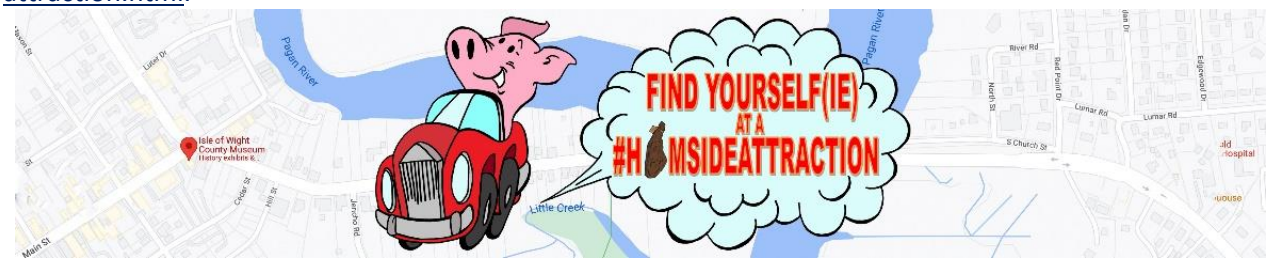
- June 7. Peninsula Museums Forum.
- June 7. Lee Hall Train Station, Newport News.
- June 27. Isle of Wight County Museum Foundation.
- June 28. Peninsula Museums Forum, officers meeting.

Other Events & Notable Information

- **Volunteer Hours**: 201
    - Intern Emily Farmer is a rising junior at Longwood University. Museum staff has put this archaeology major to work identifying some of the projectile points and pottery sherds in our collection.
- **Funding graciously provided by the Isle of Wight County Museum Foundation for:**
    - Storage. The museum's offsite storage fee was paid for fiscal year 2023-2024.
    - Storage and Archival Storage System. These improvements will address the museum's need to

make better use of its vault and upstairs storage spaces for archival and archaeological materials.

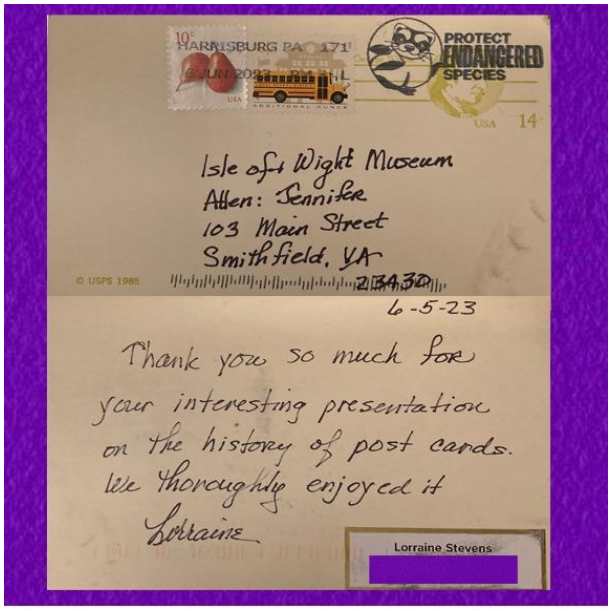
- **Ivy Hill Cemetery**. Provided promotion for Ivy Hill Cemetery's walking tour on June 10.
- **Public Service Day.** Video production for the Town of Smithfield: www.youtube.com/watch?v=XUSaUEIYqwU.
- **Isle of Wight County Department of Planning/Community Development**
  - **Written Comments Provided for** Moonlight Solar – 8266 Moonlight Road, Conditional Use Permit Application (CUP-10-23), 1st Submittal for 44MW ground-mounted solar photovoltaic (PV) energy system.
- **Virginia American Revolution 250 Commission**
  - Meeting on June 14.
- **Virginia Tourism Corporation Small Business Marketing Leverage Grant.** This month, social media advertising continues. Further promotion included one campaign email. Visit our campaign landing page here: https://www.historicisleofwight.com/find-yourselfie-at-a-hamside-attraction.html.



Safety & Repairs

- **June 5. Fire Alarm.** The Smithfield Volunteer Fire Department, Carrollton Volunteer Fire Department, Windsor Volunteer Fire Department and Smithfield Police Department were dispatched to the museum when a citizen reported that the building was on fire. Museum staff also responded to the call, but the situation was a smoking generator on the Verizon building behind us.
- **June 12-13. Compressor.** The Sprigg Wing compressor, after 15 years, died. Isle of Wight County Public Works replaced it.
- **June 14. Town of Smithfield Safety Committee.** Meeting.
- **June 27. Flood.** A backflow valve and a leaky toilet poured 350+ gallons of water into the museum's basement. Luckily, staff was on-site to immediately respond to the situation. Isle of Wight County Public Works came to the rescue within 15 minutes and analyzed the situation with the Town of Smithfield's Public Works Department to determine the issue and respond as needed. Due to the museum's staff's quick response, no artifacts were damaged. With Isle of Wight County Public Works, the basement dried completely over the course of the next few days.
- Fire drills and fire extinguisher safety were reviewed by all staff.

Selections from Our Website and Social Media



June 14

During National Postcard Week in May, the museum hosted a lecture about the history of postcards. An attendee from Pennsylvania sent a thank-you pre-stamped postcard. Meaningful on many levels!

June 21

Not a PIG-ment of your imagination! Scotty the Pig visited the World's Oldest Ham during a playdate in Smithfield yesterday.

Donald T. Robertson

From: Collins, Eric E <Eric.Collins@charter.com>
Sent: Thursday, July 6, 2023 11:43 AM
To: Collins, Eric E
Subject: Charter Communications – Upcoming Changes

Caution: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Franchise Official:

We value our customers and are committed to providing them with the latest products and technology, and we work hard to keep prices as low as possible. Despite our best efforts, rising costs including programming fees charged by TV networks have impacted our pricing. Customers are being notified via bill message regarding the following price changes that will take effect on or after August 9, 2023. Please note for customers who may be paying a promotional price, the retail price and autopay discount does not take effect until the end of the promotional period.

Services/Products	Change
Broadcast TV Surcharge	Will increase by $1.00/month.
Broadcast TV Surcharge for Spectrum TV Choice and Spectrum TV Stream	Will increase by $2.20/month.
Spectrum Sports Programming Fee (Legacy Time Warner Cable Plans Only)	Will increase by $2.00/month.
Spectrum Lifestyle Plan, Silver, and Gold	Will increase by $5.00/month.
Spectrum TV Choice 10 • Impacted customers are eligible to call to add 5 additional channels to their lineup starting 7/12/2023; On or after 8/9/2023, customers can visit Spectrum.net/YourChoice to choose channels • Customers currently paying $34.99 per month will only increase $5.00 to $39.99 per month with a $10.00 credit for 12 months • Customers currently paying $39.99 per month will only increase $5.00 to $44.99 per month with a $5.00 credit for 12 months	Depending on a customer's subscription, will increase by either $10.00/month or $15.00/month.
Spectrum TV Choice 15	Will increase by $5.00/month.
Spectrum TV Stream	Will increase by $5.00/month.
Spectrum Sports Pack	Will increase by $2.00/month.
Spectrum Sports View	Will increase by $1.00/month.
Spectrum Bundled Voice • Only impacts customers that are not already at current $19.99 rate	Will increase by $5.00/month.

To give customers more choice, Spectrum is excited to announce that effective on or after August 10, 2023, it will launch the following two new Spectrum TV plans. These new Spectrum TV plans are available to both new and current customers. For more information, customers can call Spectrum at 833-267-6094.

Services/Products	Price
Spectrum TV Select Signature • Includes all networks in Spectrum TV Select (over 125 channels) except regional sports networks	$79.99/month
Spectrum TV Select Plus • Includes all networks in Spectrum TV Select (over 125 channels) including regional sports networks plus NFL Network, NBA TV, MLB Network, NHL Network, and Tennis Channel	$89.99/month

We remain committed to providing excellent communications and entertainment services in your community. If you have any questions about this change, please feel free to contact me at (910)734-2425 or via email at eric.collins@charter.com.

Sincerely,

Eric Collins

Eric Collins | Director of Government Affairs
Charter Communications
6202 Raeford Road | Fayetteville, NC 28304
O: 910.401.5168 | C: 910.734.2425
E: eric.collins@charter.com

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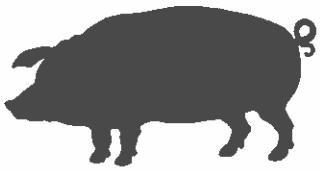
IOW Heritage Park Fairgrounds
June 2 thru 4, 2023

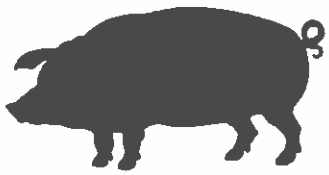
'Hamtown' Peninsula Classic

Off Road Motorcycle Race

"One of the oldest running motorcycle events on the East Coast & promoted by one of the oldest off-road motorcycle clubs in Virginia" & the first motorcycle race to be held in Isle of Wight County!

Peninsula Trailriders Inc. (est 1974)





"Thank You"

To: Mr. Don Robertson,

Attached is the Event Report for the 'Hamtown' Peninsula Classic race held June 4, 2023.

On behalf of the Peninsula Trailriders, "Thank You" for assisting our club in hosting the first motorcycle race *ever held* in Isle of Wight County. This was the 47th annual running of this race and it was huge success. We've heard nothing but positive comments about the facility, the surrounding areas and the event itself from those who attended. We feel this event had an overall positive influence on the local community in addition to providing community residents a quality, affordable and action-packed sporting event. Our club was extremely pleased to have been able to offer employees of Isle of Wight County and the Town of Smithfield and their immediate family members free spectator entry to this event; which I believe to be the first time ever for any sporting event in the state. In addition to fees paid to Isle of Wight County and associated county services, local restaurants, hotels, gas stations and merchantile also benefited from this event with purchases made by attendees.

Our club was honored to have hosted this event in Isle of Wight County. We're hopeful of future support in bringing it back to the fairgrounds. Please feel free to contact me with any questions or concerns.

Regards,

George Greer
Event Coordinator
Peninsula Trailriders Assn.
14065 Bethany Church Rd
Smithfield, Va. 23430
Cell: (757) 272-2705
Email: greeroffroad@gmail.com

Event Report

2023 'Hamtown' Peninsula Classic at IOW Heritage Park Fairgrounds

1. **Event Date:** June 2-4, 2023 (with actual races on June 4).

2. **Event Name:** 'Hamtown' 47th Peninsula Classic Off Road Motorcycle Race.

3. **Event Sanctions:** American Motorcycle Assn (AMA) & the Virginia Championship Hare Scramble Series (VCHSS). It was promoted locally by the Peninsula Trailriders Inc (PTI, circa 1974).

4. **Attendance:** 458 riders competed. Gate attendance was 1,117 people.

5. **Donations:** $3,986.40 was directly contributed to Isle of Wight County as listed below.
   - 5.1 To: Isle of Wight County Treasurer. $960 of collected gate fees plus an additional $540 donated by PTI resulted in a total of $1500 being paid to the county.
   - 5.2 To: Isle of Wight County Treasurer. $236.40 was collected from food vendors based on 5% of profit. Collection included: $20 from Classic Kettle Corn of Chesapeake; $40 from Richard Carter's ice cream truck; $40.35 from El Korita Restaurante; and $136.05 from Hades Wood Fired Oven pizza.
   - 5.3 To: Smithfield High School Engineering Dept. $250 was donated for providing event signage.
   - 5.4 To: Windsor Volunteer Rescue Squad. $1000 was donated to the Windsor Volunteer Rescue Squad which was in turn forwarded to the Windsor Police Dept to assist in their annual Toy Drive.
   - 5.4 To: Heritage Park Fairgrounds. $1000 was donated for purchase of materials needed to maintain Heritage Park fairgrounds property.

6. **Emergency Medical Services Report:** Four (4) IOW rescue squads were 'on site' during events. Four event injuries were reported. None of these injuries required transport to a hospital. Reported injuries were as follows:
   a) One (1) dislocated finger.
   b) Two (2) minor collar injuries (both riders competed in the following June 18 VCHSS event)
   c) One (1) bruised ankle injury.

7. **Fire Protection**: Two (2) Windsor Volunteer fire department trucks were on site during events. In addition, our 'on-hand' club crew included a retired Fire Captain with water and powder fire extinguishers on hand. No fires were observed or reported.

8. **Security:** IOW Sheriff's Department deputies performed routine daytime/nighttime patrols while attendees were on the property. A deputy was assigned to monitor traffic at the Windsor side road entrance during events on June 4. A deputy was assigned to aid in traffic control at the main entrance during times when a majority of vehicles were expected to exit the property on June 4. A 'quite time' was invoked starting at 10 p.m Friday June 2 & Saturday June 3. No disturbances were reported or observed. Emergency and security contact information was posted in the main event signup area.

9. **Refuse Collection:** 55-gallon trash barrels were placed throughout the area. All trash was collected and properly disposed.

10. **Pet Control:** Attendees were required (if asked) to provide proof of rabies shots for accompanying pets. Pets were required to be kept on a leash. A few attendees were reported escorting their pets inside the fenced fairground area. These persons did not notice the fairground "No Pet" signage at the entrance to these areas. In the future, PTI will ensure larger "No Pet" signs are posted at all open fenced gates.

11. **Campground Permit.** A Temporary Campground Permit was obtained in accordance with the requirements of the Virginia Department of Health Office of Environmental Health Services. Requirements for this permit included a parking control plan, number of portable toilets, designation of any non-potable water supply, an RV tank disposal plan & estimated number of RV's expected to attend.

12. **Point of Contact:** George Greer, Event Coordinator,
    14065 Bethany Church Road, Smithfield, Va. 23430
    Phone: 757-272-2705; email: greeroffroad@gmail.com

ISSUE:

Consideration of Stormwater Billing for Homeowners' Associations

BACKGROUND:

Based on prior discussions and recommendations of the Stormwater Task Force, the Board may wish to authorize staff to proceed with development of a pilot program for billing HOA's for the repair of BMP's.

BUDGETARY IMPACT:

None.

RECOMMENDATION:

Per the Board's discussion and direction.

ISSUE:

Application of Air Station General, LC (EXC-8-23), Applicant, for an Exception to Sections 6-1010.A and 6-1010.B. of the Zoning Ordinance Pertaining to the Highway Corridor Overlay District Architectural and Design Guidelines for Non-Residential Uses

BACKGROUND:

The subject property is located immediately south of the Town of Windsor in the Windsor Development Service District (DSD) on the east side of Walters Highway (Route 258) in Phase III of the Shirley T. Holland Intermodal Park and is further identified as Tax Map Parcels 53-01-080A and 53-01-081. The property is also located in the Route 258 Highway Corridor Overlay (HCO) District, which extends 500 feet on both sides of Route 258/Walters Highway.

The applicant has contracted to purchase the property from the Isle of Wight County Economic Development Authority (EDA) to construct a 130,000 square-foot, state-of-the-art, cross-dock warehouse facility and container staging operation. Both sides of the warehouse facility are served by elevated dock loading doors (i.e., cross-dock). Specific products arrive at the Port of Virginia on one container and are trucked by drayage logistics contractors to the facility. The container is unloaded, and the products are scanned for inventory, and the applicable quantities are directed to waiting containers across the warehouse to be delivered to end-user fulfillment centers. A concept plan is attached for illustrative purposes.

The applicant requests an exception to the architectural and design guidelines of the HCO District for non-residential uses, because the cross-dock warehouse design and placement on the site cannot be configured and designed to meet the following ordinance requirements:

- Section 6-1010.A.5: Not less than sixteen percent (16%) of the total area of any facade visible from a public way (excluding work areas) shall consist of windows and doors.
- Section 6-1010.A.6.: Large work area doors or open bays shall not open toward or face the highway.
- Section 6-1010.B.8.: Loading areas shall be permitted only in the side or rear yards and shall be visually screened from public rights-of-way, and adjacent property using the screening zone standards found in Article VIII.

A staff report presenting the details of this exception request is attached.

BUDGETARY IMPACT:

None

RECOMMENDATION:

At its meeting on June 27, 2023, the Planning Commission voted 7-0 with one member abstaining to recommend approval of this request with the condition recommended by staff.

ATTACHMENTS:

Description	Type	Upload Date
Staff Report	Backup Material	7/5/2023
Application	Backup Material	6/20/2023
Application Narrative	Backup Material	6/20/2023
Supplemental Narrative	Backup Material	6/20/2023
Conceptual Site Plan	Backup Material	6/20/2023
Building Floor Plans, Elevation, and Site Schematics	Backup Material	6/20/2023
STH Intermodal Park Ph III Proffers	Backup Material	6/20/2023
Site Photo1	Backup Material	6/20/2023
Site Photo2	Backup Material	6/20/2023
Site Photo 3	Backup Material	6/20/2023
Site Photo 4	Backup Material	6/20/2023
Site Photo 5	Backup Material	6/20/2023
Site Photo 6	Backup Material	6/20/2023
Site Photo 7	Backup Material	6/20/2023
Site Photo 8	Backup Material	6/20/2023
Site Photo 9	Backup Material	6/20/2023
Site Photo 10	Backup Material	6/20/2023
Site Photo 11	Backup Material	6/20/2023

PLANNING REPORT

APPLICATION:

Application of Air Station General, LC (EXC-8-23), applicant, for an exception to Sections 6-1010.A and 6-1010.B. of the Zoning Ordinance pertaining to the Highway Corridor Overlay District architectural and design guidelines for non-residential uses

ELECTION DISTRICT:

D4

LOCATION:

The subject property is located immediately south of the Town of Windsor in the Windsor Development Service District (DSD) on the east side of Walters Highway (Route 258) in Phase III of the Shirley T. Holland Intermodal Park and is further identified as Tax Map Parcels 53-01-080A and 53-01-081. The property is also located in the Route 258 Highway Corridor Overlay (HCO) District, which extends 500 feet on both sides of Route 258/Walters Highway.

BACKGROUND:

The applicant has contracted to purchase the property from the Isle of Wight County Economic Development Authority (EDA) to construct a 130,000 square-foot, state-of-the-art, cross-dock warehouse facility and container staging operation. Both sides of the warehouse facility are served by elevated dock loading doors (i.e., cross-dock). Specific products arrive at the Port of Virginia on one container and are trucked by drayage logistics contractors to the facility. The container is unloaded, and the products are scanned for inventory, and the applicable quantities are directed to waiting containers across the warehouse to be delivered to end-user fulfillment centers.

The upland area of the irregularly-shaped site consists of approximately 35 acres. The function of the facility for the end cross dock operator is dependent upon the 120 foot depth, single-building warehouse, with substantial dock door installations and abundant land area for truck movement and on-site container management. The container storage area will be located to the rear of the site behind the main building. A concept plan is attached for illustrative purposes.

DESCRIPTION:

The applicant requests an exception to the architectural and design guidelines of the HCO District for non-residential uses, because the cross-dock warehouse design and placement on the site cannot be configured and designed to meet the following ordinance requirements:

- Section 6-1010.A.5: Not less than sixteen percent (16%) of the total area of any facade visible from a public way (excluding work areas) shall consist of windows and doors.
- Section 6-1010.A.6.: Large work area doors or open bays shall not open toward or face the highway.
- Section 6-1010.B.8.: Loading areas shall be permitted only in the side or rear yards and shall be visually screened from public rights-of-way, and adjacent property using the screening zone standards found in Article VIII.

The building orientation and truckways configuration on the property is dictated by the geography of the site. The development area is surrounded by adjacent wetlands. These environmental constraints limit the development to the delineated uplands area on which the facility is to be constructed. The applicant asserts that the cross-dock shipping model makes any other building placement impossible on the site, such that the building's front facade and cross-dock loading bays must face the public roadway.

The applicant contends that the installation of glass inserts in the active shipping/receiving areas is not practical for physical plant management and safety. In order to mitigate this, the applicant proposes that, in addition to

for physical plant management and safety. In order to mitigate this, the applicant proposes that, in addition to windows to be installed for the office entry on one side of the building, architectural detailing of faux windows will be attached on the frontage facade at intervals. The front elevation calculations for doors, windows and architectural accents combined measures 22.25%.

In order to mitigate the visual impact of loading bays along the front facade, the applicant has proposed six-foot (6') high vinyl privacy fencing with landscaping in front along the Route 258/Walter's Highway frontage, which is intended to limit the view of the overhead doors facing Route 258 and the associated truck movement.

The site layout, building elevations, and concept for proposed screening fencing and landscaping along the site frontage are attached for reference.

COMPREHENSIVE LAND USE PLAN:

The Comprehensive Plan's Future Land Use Designation for this property is the Windsor Development Service District (DSD) and, more specifically, Planned Industrial (PI) and Environmental Conservation (EC).

DSDs are specific areas in the County identified for development to occur. Outside of the DSD boundaries all land is intended to stay in rural and agricultural uses and environmental protection. Within the boundaries of the DSD, the County has installed or has plans for water and sewer infrastructure and road improvements.

The Planned Industrial (PI) designation is where manufacturing, warehousing, and distribution is planned to occur. It consists of some light industrial and all heavy industrial and manufacturing uses, as well as warehousing, distribution, and uses which may negatively impact surrounding development. Preservation of environmental features still occurs, and development is connected to residential uses with vehicular and pedestrian access but should be buffered. Example of PI include the Shirley T. Holland Intermodal Park and International Paper.

The Environmental Conservation (EC) designation includes all of the important environmental features of the County that we want to protect. It encompasses familiar wetland types such as marshes, rivers, streams, and their tributaries resource protection areas and buffers, as well as forested wetlands.

ORDINANCE REVIEW:

The subject property is zoned Conditional - Light Industrial (C-LI) and is part of the Shirley T. Holland Intermodal Park, Phase III. The conditional rezoning proffers for Phase III were reviewed, and the proposed warehousing and distribution use is consistent with the uses permitted.

Section 6-1015 of the Zoning Ordinance outlines the procedure for exception requests in the HCO District. A request for an exception must be made in writing to the Zoning Administrator for consideration by the Board of Supervisors following a recommendation by the Planning Commission. In formulating their decision, the Board of Supervisors shall consider the following:

1. Such exception shall be no less beneficial to the residents or occupants of the development as well as neighboring property, that would be obtained under the applicable regulation.

   Finding: The current regulation affords greater visual and noise relief than the exception would, because it prohibits truck bays and loading areas along the public road frontage; however, the proposed privacy fencing and landscaping screening should help to mitigate both the visual impact and noise to neighboring property and the highway corridor.

2. That the exception is reasonable because of the high level of design and construction that will be incorporated in the development.

   Finding: The applicant has committed to incorporating architectural features to a warehousing and distribution building and site design as proposed to meet the spirit of the Ordinance as much as practicable.

3. That the exception will result in design and construction that is in accordance with accepted engineering and building standards.

Finding: Both a site plan and building plans will be required to be submitted and reviewed for compliance with applicable codes and ordinances by Building Inspections, Utilities, VDOT and Planning and Zoning.

AGENCY REVIEW:

The application did not require other agency review.

STAFF CONCLUSIONS:

Strengths:

1. The proposed use is consistent with the Comprehensive Plan future land use designations and C-PI zoning of the property.
2. The proposed use is consistent with the approved rezoning proffers for the Shirley T. Holland Intermodal Park, Phase III pertaining to allowable uses.
3. The proposed privacy fence with landscaping along the site frontage will mitigate the truck loading bays and truck movement area.

Weaknesses:

1. Noise generated by truck movement along front of the building could be disturbing to the residential use across Route 258/Walters Highway. Privacy screen fencing and landscaping along the site frontage should help dampen noise levels.

STAFF RECOMMENDATION:

Staff recommends approval of this request with the following condition: 1. Retain existing tree and shrub vegetation along the entirety of the site frontage in the fifty-foot (50') HCO District front setback, factoring in site entrances, and incorporate this into the landscape screening design for visual and noise attenuation.

ATTACHMENTS:

Description	Type	Upload Date
Application	Backup Material	6/20/2023
Application Narrative	Backup Material	6/20/2023
Supplemental Narrative	Backup Material	6/20/2023
Conceptual Site Plan	Backup Material	6/20/2023
Building Floor Plans, Elevation, and Site Schematics	Backup Material	6/20/2023
STH Intermodal Park Ph III Proffers	Backup Material	6/20/2023
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Site Photo 9	Backup Material	6/20/2023
Site Photo 10	Backup Material	6/20/2023
Site Photo 11	Backup Material	6/20/2023

Local Roots, Global Reach

ISLE OF WIGHT
COUNTY, VIRGINIA
DEPARTMENT OF COMMUNITY DEVELOPMENT

APPLICATION FOR EXCEPTIONS

This application should be used to petition for an exception for certain uses which, because of their unique characteristics, but which may, under the right set of circumstances and conditions be acceptable.

A. APPLICATION FOR (CHECK ALL THAT APPLY):

[ ] Chesapeake Bay Preservation Area Ordinance Exception

[ ] Newport Development Service Overlay District Exception

[✓] Highway Corridor Overlay District Exception

[ ] Signage Exception

[ ] Subdivision Ordinance Waiver

[ ] Other (please list) _____

The proposal is a request to Section (s)_____of the Chesapeake Bay Preservation Area Ordinance, the Isle of Wight County Zoning Ordinance, or the Isle of Wight County Subdivision Ordinance.

Proposed Use or Activity: 130,000 SF Cross Dock Distribution Warehouse and Container Staging

B. APPLICATION INFORMATION:

Applicants Name: Air Station General, LC

Address: 1206 Laskin Road, Suite 150 Virginia Beach, VA 23451

Email: klefcoe@davlef.com Phone: Office: 757-425-7977 Cell:757-576-4708

Property Owners Name: Isle of Wight County EDA

Address: 17140 Monument Circle, Suite 100 PO Box 80 Isle of Wight, VA 23397

C. **PROJECT DESCRIPTION:**

Project Name: Air Station Cross Dock Warehouse

Property Address (if any): Parcel 53-01-080A, 53-01-080C, 53-01-081 Walters Highway

Comprehensive Plan Designation: N/A

The exception will apply to 38 acres out of 135 total acres

Tax Parcel Identification # See above Number of acres to be effected: 38

Proposed Utilities (check all that apply): Public Water__Private Well ✓

Public Sewer_____Private Septic ✓

NOTICE: THE ATTACHED CHECKLIST MUST BE COMPLETED, CERTIFIED, AND SUBMITTED OR THE APPLICATION WILL BE CONSIDERED INCOMPLETE.

Remit Application to: Isle of Wight County Central Permitting, 17140 Monument Circle, Suite 100
P. O. Box 80, Isle of Wight, Virginia 23397

	May 12, 2023
Applicant Signature	**Date**
	6/12/23
Owner Signature *if different*	**Date**

FOR OFFICE USE ONLY:

Complete Application Received On:_____ Fees Paid: _____
Tax Query: [ ] Current [ ] Delinquent Distribution Date: _____
Posted/Date to Post: _____

AGENCIES REFERRALS:

_____Department of Conservation & Recreation
_____Economic Development
_____Emergency Services
_____General Services
_____Environmental Planner
_____Health Department
_____Transportation Manager
_____Commission of Revenue
_____Other _____

_____Inspections
_____Sheriff's Office
_____Town of Smithfield
_____Town of Windsor
_____VDOT
_____Schools
_____Budget & Finance
_____County Attorney

Verified By:_____Date: _____

COUNTY OF ISLE OF WIGHT
DISCLOSURE OF REAL ESTATE HOLDINGS

Applicant: __Air Station General, LC_____

Address: __1206 Laskin Road, Suite 150, Virginia Beach, VA 23451_____

REAL ESTATE HOLDINGS TO BE AFFECTED

Location or Address	Description
25427 WALTERS HWY, WINDSOR	Tax ID #53-01-081

OTHER OWNERS OF AFFECTED REAL ESTATE
(Not Required for Corporation whose stock is traded on a national or local stock exchange or having more than 500 shareholders.)

Name of Individuals Corporation/Partnership Business Association	Address
Economic Development Authority of Isle of Wight County	17146 Monument Circle, Box 80, Isle of Wight, VA 23397

Does any member of the Isle of Wight County Planning Commission or governing body have any interest in such property, either individually, by ownership of stock in a corporation owning such land, partnership, as the beneficiary of a trust, or the settlor of a revocable trust, or whether a member of the immediate household of any member of the Planning Commission or governing body has any such interest? Yes [No]

If yes, names of members:

_____

_____

I do solemnly swear that the foregoing statement(s) and attachments(s), if any, are complete, correct, and true.

Owner: Christopher A. Morello (Printed or Typed Name) Owner: _____ (Signature) Date: 6/12/23

(on behalf of Applicant)

Commonwealth of Virginia
County of Isle of Wight

Subscribed and sworn to before me Gloria Banks Spratley,
A Notary Public in and for the County of Isle of Wight, Commonwealth of Virginia, this 12th day of June, 2023.

Gloria Banks Spratley
Notary Public

My Commission Expires June 30, 2025

GLORIA BANKS SPRATLEY NOTARY PUBLIC REG # 7543850 MY COMMISSION EXPIRES 6/30/2025 COMMONWEALTH OF VIRGINIA

Local Roots. Global Reach.
ISLE OF WIGHT
COUNTY, VIRGINIA

SUBMITTAL CHECKLIST FOR EXCEPTION APPLICATIONS

****Both checklist and application required upon submission to central permitting or application will notbe accepted****

In accordance with Section 5002, *Exceptions,* of the Chesapeake Bay Preservation Area Ordinance, and in accordance with Section 6-1015, *Exceptions*, Section 6-2011, *Exceptions*, and Section 9-1013, *Exceptions*, of the Isle of Wight County Zoning Ordinance, the following information shall be submitted for an exception application. Please note that it is the applicant's responsibility to ensure that the application is in compliance with all Federal, State and County regulations.

No application for an exception shall be certified as complete unless the following information is provided. ***The required number of copies may be increased or reduced with permission of the Zoning Administrator, depending on the review needs.*** Applicant(s) must have their signature(s) notarized on the disclosure of real estate holdings.

- ☐ **Ten (10) copies of the following**
  - ☐ original, executed application
  - ☐ a statement of the reasons for seeking an exception
  - ☐ narrative description of the property which shall include the tax parcel identification number
  - ☐ full size concept plan of the site to show all existing and proposed physical improvements and such otherinformation as is necessary to clearly indicate to the reviewing body that adequate provisions have been made for compliance with all standards for that particular use, the extent of the property to beso used on a given parcel or parcels, and information defining the requested exceptions. The plan shall be prepared by the appropriate authorized design professional licensed to practice in Virginia. No person shall prepare or certify design elements of site plans which are outside the limits of their professional expertise and license. Such document shall be drawn to scale and shall include the following information:
    - A vicinity map at a scale of no less than one (1) inch equals two thousand (2,000) feet
    - Title of drawing
    - Date of drawing
    - Existing wood line
    - North arrow
    - Scale bar
    - Current zoning of parcel(s), including tax map number(s) and owner(s)

- Current zoning of adjacent parcel(s), including tax map number(s) and owner(s)
- Street names including route number and width(s) of the right-of-way(s)

☐ **One (1) original executed application**

☐ **One (1) digital copy of ALL application documents**

☐ **One (1) reduced 11"x17" copy of concept plan**

☐ **Application fee submitted with the application. Checks should be made payable to treasurer, Isle of Wight, County**

☐ **<u>For CBPA Exception applications</u>, a major water quality impact assessment which meets the criteria in Section 4003 of the Chesapeake Bay Preservation Area Ordinance must be submitted at the time of application.**

☐ Other information may be necessary to demonstrate compliance with all other applicable federal, state and County standards and regulations.

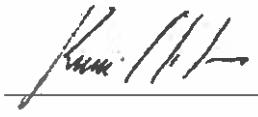
☐ All real estate taxes must be paid and current at the time of submittal; otherwise, the submittal willbe refused at the counter. Proof of the most recent tax payment to the County must accompany the application.

Please note that additional information on the site layout may be requested by the Zoning Administrator during the review process in order to more effectively review the application and prepare the staff reports for the appropriate reviewing body.

I, the undersigned, certify that this application is complete, accurate and contains all required and requested information, documents, and other submittals, and that all statements made herein are, to the best of my knowledge, true and correct. I further certify that I have exercised due diligence to obtain the most recent, complete, and correct information available. I understand that any section not completed in its entirety may delay the processing of this application.

Kevin C. Lefcoe

Printed or Typed Name



Signature

May 12, 2023

Date

Air Station GENERAL

RECEIVED
MAY 15 2023
By: CBD

#28076
Exc-8-23

May 11, 2023

Isle of Wight County
Central Permitting
17140 Monument Circle, Suite 100
P.O. Box 80
Isle of Wight, Virginia 23397

Reference:

ISLE OF WIGHT COUNTY, VIRGINIA
APPLICATION FOR EXCEPTIONS

HIGHWAY CORRIDOR OVERLAY DISTRICT EXCEPTIONS
AIR STATION GENERAL, LC
130,000 SF CROSS DOCK FACILTY AND CONTAINER STAGING OPERATION
US 258 – WALTERS HIGHWAY
Tax Map Parcel numbers:
Parcel 53-0I-080A (0.43 +/- Acres)
Parcel 53-01-080C (3.52 +/- Acres)
Parcel 53-01-081 (131.41 +/- Acres with 34.4 +/-Acres Uplands)

Attached please find one (1) original application and supporting exhibits for the referenced matter. A digital file has been sent via electronic mail to planreview@iwus.net.

Please contact me by email klefcoe@davlef.com or by cell 757-576-4708, as practical for further comment, addition, and/or approval processing.

Thank you.

Very truly yours,

Kevin C. Lefcoe

Attachments

ISLE OF WIGHT COUNTY, VIRGINIA
APPLICATION FOR EXCEPTIONS

HIGHWAY CORRIDOR OVERLAY DISTRICT EXCEPTIONS
AIR STATION GENERAL, LC
130,000 SF CROSS DOCK FACILTY AND CONTAINER STAGING OPERATION
US 258 – WALTERS HIGHWAY
Tax Map Parcel numbers:

Parcel 53-0l-080A (0.43 +/- Acres)
Parcel 53-01-080C (3.52 +/- Acres)
Parcel 53-01-081 (131.41 +/- Acres with 34.4 +/-Acres Uplands)

Port related distribution warehousing is expanding. Hampton Roads container transportation demands are increasing, due in a large part to the area's geographic advantages, along with current and planned harbor access upgrades.

CROSS DOCK WAREHOUSE is a specialized hub for primary market goods distribution. Both sides of the warehouse facility are served by dock level loading doors (i.e cross dock). Summarized briefly, specific products (for example, 50 refrigerators) arrive at the Port of Virginia on one container, and are trucked by drayage logistics contractors to the facility. The container is unloaded and the product (refrigerators) are scanned for inventory and the applicable quantities are directed to awaiting containers across the warehouse. to be delivered to end user fulfillment centers.

Air Station General, LC, a Hampton Roads based Real Estate Development Partnership, ("Air Station") has contracted to purchase the Subject property from Isle of Wight County Economic Development Authority. The development team includes Kevin Lefcoe, CEO, Lefcoe' Development Company, W. Keith Woodard and Brian Bolger, Woodard Group General Contractors, Scott Courtney, PE, Resource International Engineers, and Jonathan Covington, Covington Hendrix Architects.

The Subject facility is a state of the art 130,000 SF cross dock warehouse facility (See attached elevation and site plan exhibits). The upland area of the irregular shaped Walters Highway site consists of approximately 35 acres. The function of the facility for the end cross dock operator is dependent upon the 120'depth, single building warehouse, with substantial dock door installations, and abundant land area for truck movement and on site container management.

Air Station is requesting a waiver in the "Proposed Use or Activity" section in County Zoning Code Sec. 6-1010 - Architectural and development guidelines for all nonresidential uses"
https://library.municode.com/va/isle_of_wight_county/codes/code_of_ordinances?nodeId=APXBZO_ARTVIOVDI_S6-1010ARDEGUALNOUS

The specific exceptions are due to the nature of the use (cross-dock storage facility). The facility cannot meet the requirements in the ordinance regarding number of windows and bay doors facing the highway. In order to mitigate the applicable exceptions:

1) Privacy fencing and landscaping will be installed along the development property fronting US 258, which is intended to limit the view of the overhead doors facing US 258 and the associated vehicular movement.
2) The exception for modifying the window requirement is - the installation of glass inserts in the active shipping/receiving areas is not practical for physical plant management and safety. The alternative - in addition to windows to be installed for the office entry on one side of the building, architectural detailing of faux windows will be attached on the frontage façade at intervals
3) The building and truckways' configuration on the property is dictated by the geography of the site. The Subject development area is surrounded by adjacent wetlands. These environmental constraints hem the development in to the delineated uplands area on which the facility is to be constructed. The cross-dock shipping model makes any other building placement impossible.

NOTE: (Architectural concept renderings, sample fence and lighting cut sheets are attached).

For additional consideration,

1. A Preliminary Site Plan review application is being submitted contemporaneously with this Special Exceptions Application.
2. The Virginia Port Authority Port Centric Logistics team endorses the project and is supporting marketing to logistics company operators.
3. The Subject is an economic development project intended to employ 250+
4. Virginia Department of Transportation ("VDOT") has been consulted. The site plan (attached) includes VDOT comments for US 258 improvements to be included in the developer's plan, pursuant to Air Station's Traffic Turn Lane Access Warrant & general impact analysis (copy attached).

Air Station GENERAL

June 14, 2023

Jeryl Rose Phillips, AICP
Assistant Director/Planning & Zoning
Department of Community Development
Isle of Wight County, VA

Supplemental Memorandum
Specific Exceptions per County Code

ISLE OF WIGHT COUNTY, VIRGINIA
APPLICATION FOR EXCEPTIONS

HIGHWAY CORRIDOR OVERLAY DISTRICT EXCEPTIONS
AIR STATION GENERAL, LC
130,000 SF CROSS DOCK FACILTY AND CONTAINER STAGING OPERATION
US 258 – WALTERS HIGHWAY
Tax Map Parcel numbers:

Parcel 53-0I-080A (0.43 +/- Acres)
Parcel 53-01-080C (3.52 +/- Acres)
Parcel 53-01-081 (131.41 +/- Acres with 34.4 +/-Acres Uplands)

Dear Ms. Phillips:

In follow to our May 11, 2023 submittal for HIGHWAY CORRIDOR OVERLAY DISTRICT EXCEPTIONS, please include the specific Code exceptions AirStation General, LC is requesting pursuant to Isle of Wight County Code Sec. 6-1010. - Architectural and development guidelines for all nonresidential uses.

Sec. 6-1010 A

5. Not less than sixteen percent (16%) of the total area of any facade visible from a public way (excluding work areas) shall consist of windows and doors.

6. Large work area doors or open bays shall not open toward or face the highway.

11. Fencing along the highway right-of-way is discouraged, but if used, such fencing shall be landscaped to minimize visibility from the highway or be of a style which is harmonious with the rural, agricultural and historical character of the county. Chain link fences shall be prohibited.

Sec. 6-1010 B

8. Loading areas shall be permitted only in the side or rear yards and shall be visually screened from public rights-of-way, and adjacent property using the screening zone standards found in article VIII.

Please contact me as needed for further clarity.Thank you for your assistance.

Very Truly Yours,

Kevin C. Lefcoe, Manager
Air Station General, LC
1206 Laskin Road, #150
Virginia Beach, Virginia, 23451
757-425-7977 office
757-576-4708 cell

NAD 83
VA STATE PLANE

53-01-080
JUDY H. WHITLEY
RAC

53-01-080D
JEREMY C. & AMY H. MAYE
RAC

ROUTE 258 - WALTERS HWY
100' RIGHT OF WAY

53-01-080C
INDUSTRIAL DEVELOPMENT AUTHORITY OF
ISLE OF WIGHT COUNTY
LI-C

N55°16'33"E 644.51

660' TRANSITION
200' TAPER
200' TURN LANE
50' R
N55°26'23"E 1387.99'
N55°26'23"E 344.47'
250'
660' TRANSITION

C1
C2

LANDSCAPE AREA
SWM BASIN
CULVERT
PROPOSED DRAIN FIELD
EXISTING WELL
6' VINYL FENCE (TYP.)
106 SPACES
GUARD HOUSE
EXISTING WOODLINE
EXISTING WETLANDS
150 PARKING SPACES
PARKING SPACES 9' x 18.5'
24' DRIVE ISLES

53-01-003A
INDUSTRIAL DEVELOPMENT AUTHORITY OF
ISLE OF WIGHT COUNTY
LI-C

S86°21'52"W 906.04'

PROPOSED BUILDING
130,000 S.F.
1100'
120'
210'
180'

53-01-081
INDUSTRIAL DEVELOPMENT AUTHORITY OF
ISLE OF WIGHT COUNTY
LI-C

70'
75'
55'
68 SPACES

N87°45'47"W
420.79'

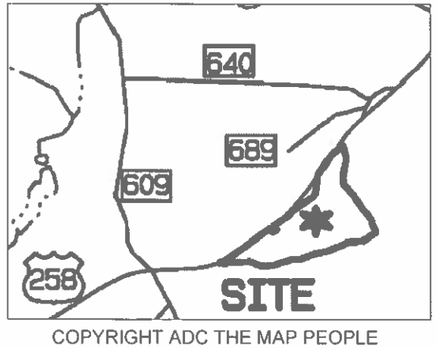
60 CONTAINERS
45'
GRAVEL AREA
40' CONTAINER STORAGE
150 CONTAINERS
50 CONTAINERS
WATER TANK
WELL

S82°03'22"W
312.21'

S73°11'32"W 650.2'±

60-01-044
W AND O, LLC
RAC

N84°34'40"W
177.10'



COPYRIGHT ADC THE MAP PEOPLE
PERMITTED USE #20901106
1" = 2000'

100 0 50 100
(IN FEET)
1 inch = 100ft

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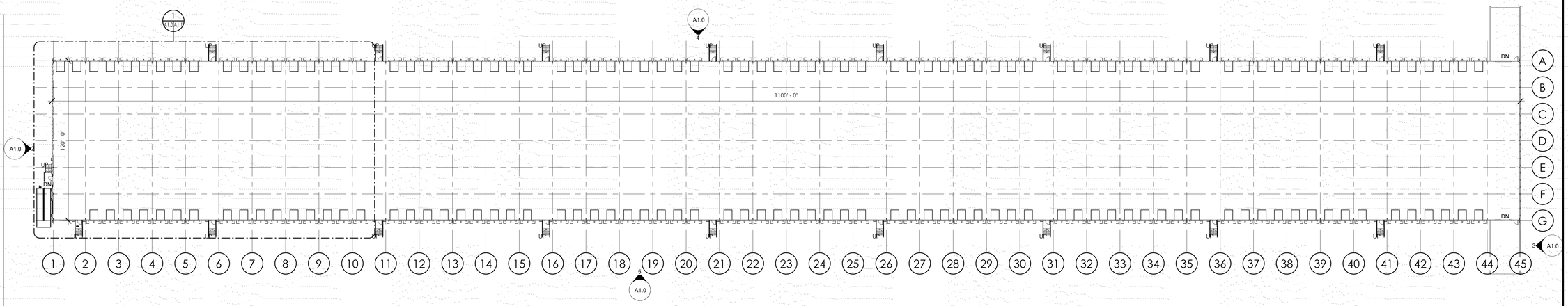
CROSS DOCK FACILITY
PRELIMINARY PLAN
AIR STATION GENERAL
WALTERS HIGHWAY (ROUTE 258)
ISLE OF WIGHT COUNTY, VIRGINIA

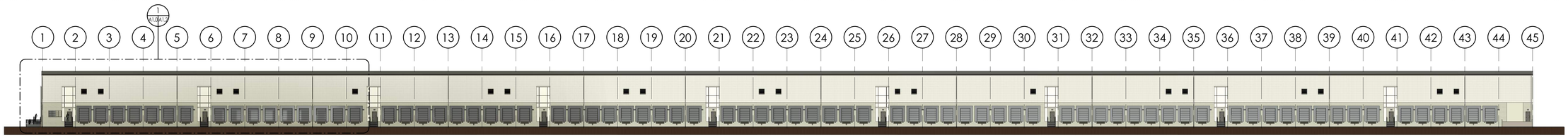
MAY 2023

resource INTERNATIONAL
P.O. Box 6160 • 9560 Kings Charter Drive • Ashland, VA 23005
(804) 550-9200 • FAX (804) 550-9259

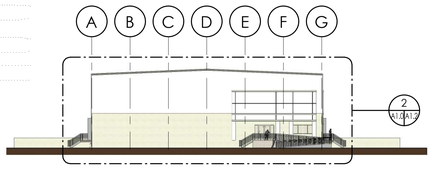
H:\2023\016.01 AIR STATION GENERAL\CONCEPT PLAN\Special Exception Plan.dwg Plotted: May 09, 2023 - 9:32am



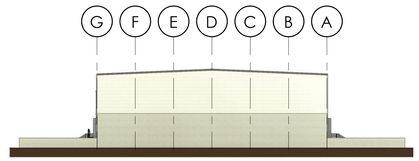
OVERALL FLOOR PLAN
1/32" = 1'-0"



OVERAL FRONT ELEVATION
1/32" = 1'-0"



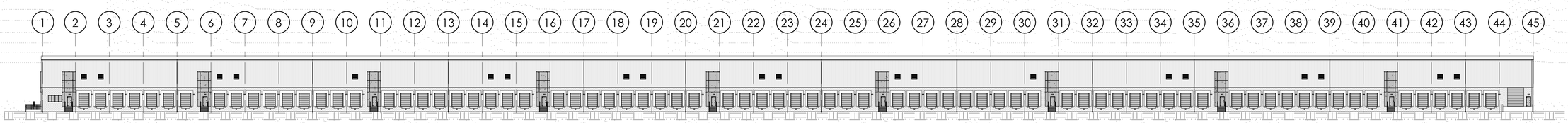
OVERALL LEFT SIDE ELEVATION
1/32" = 1'-0"



OVERALL RIGHT SIDE ELEVATION
1/32" = 1'-0"

OVERALL REAR ELEVATION
1/32" = 1'-0"

OVERALL FACADE SF = 42,558 S.F.
ACCENTS, DOORS, WINDOWS = 8,620 S.F. (SHADED AREAS)
20.25% OF OVERALL FACADE SF



OVERAL FRONT ELEVATION - CALCULATIONS
1/32" = 1'-0"

NEW FACILITY FOR
KEVIN LEFCOE
258 DEVELOPMENT ISLE OF WIGHT COUNTY, VA

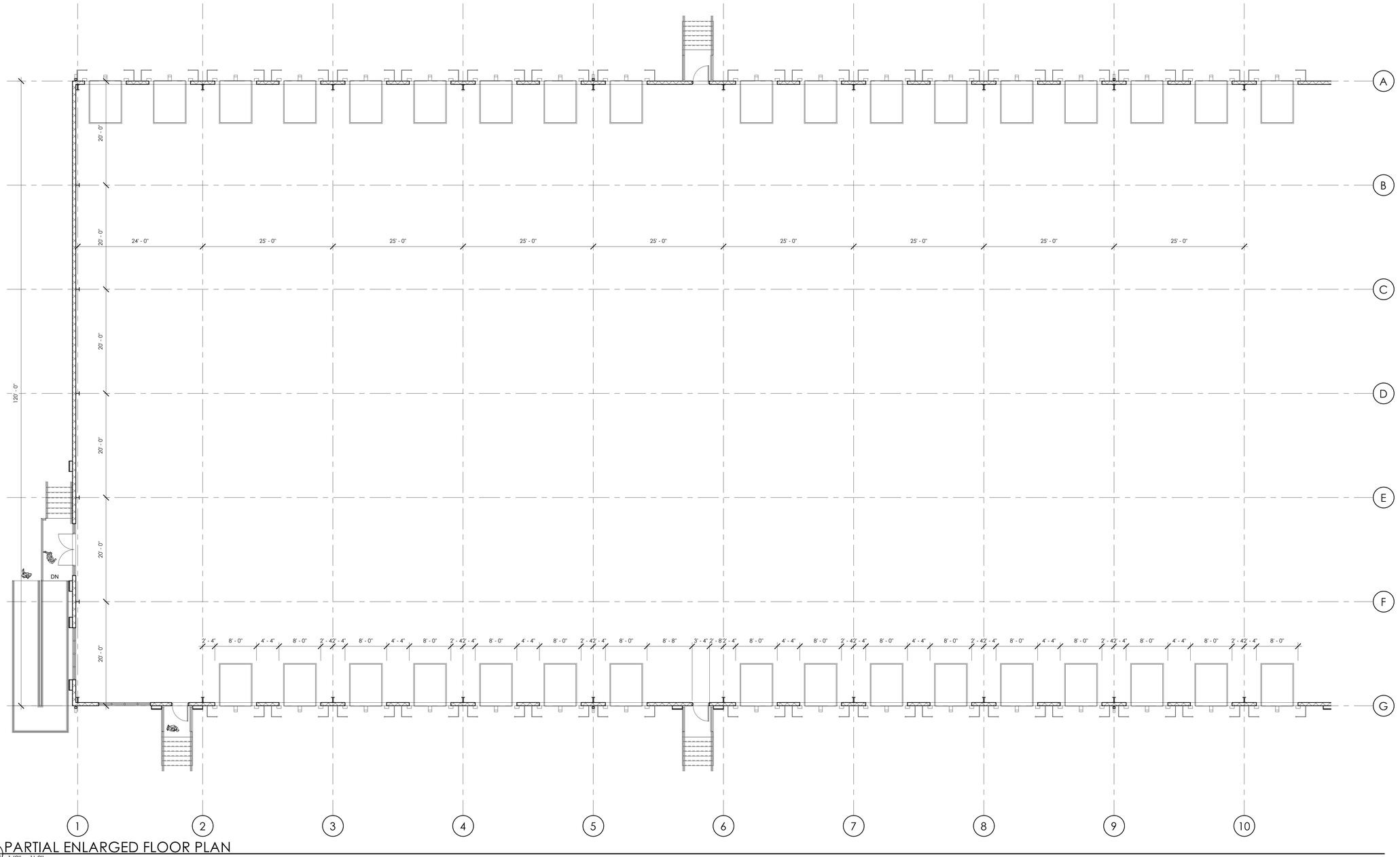
COVINGTON HENDRIX ANDERSON ARCHITECTS
360 Southport Circle Suite 102
Virginia Beach, VA
www.covingtonhendrix.com
v:757.491.6654 f:757.499.0926

COMMONWEALTH OF VIRGINIA
No. 11394
06/14/23
REVIEW

CHA PROJECT	22154
ISSUE DATE	06/14/23
REVISION NO.	DATE

OVERALL FLOOR PLAN, OVERALL EXTERIOR ELEVATIONS

A1.0



1 A1.A1.1 PARTIAL ENLARGED FLOOR PLAN
1/8" = 1'-0"

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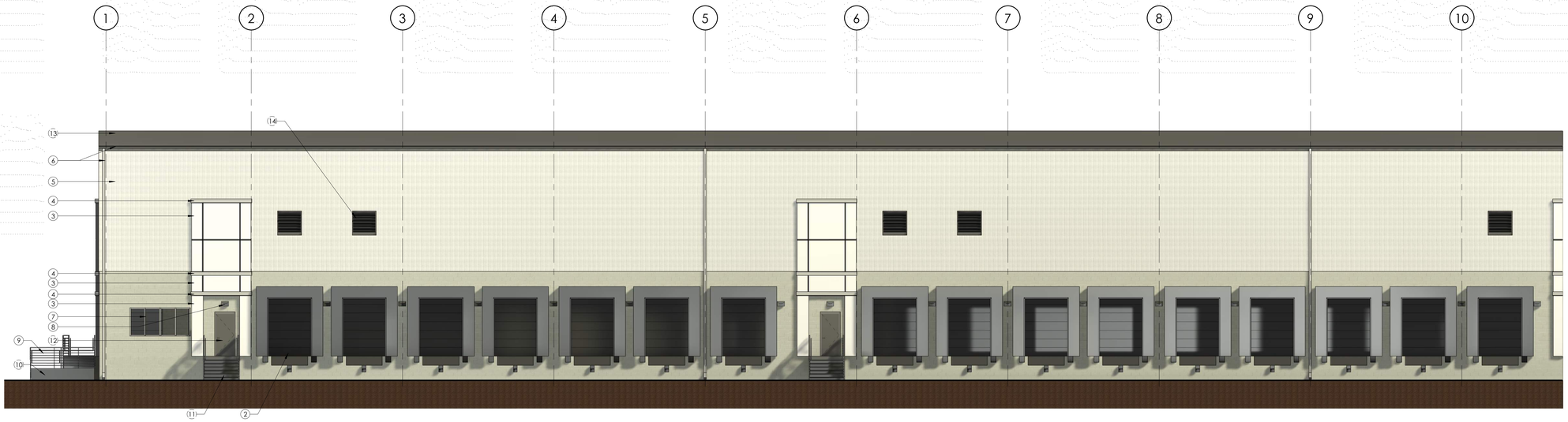
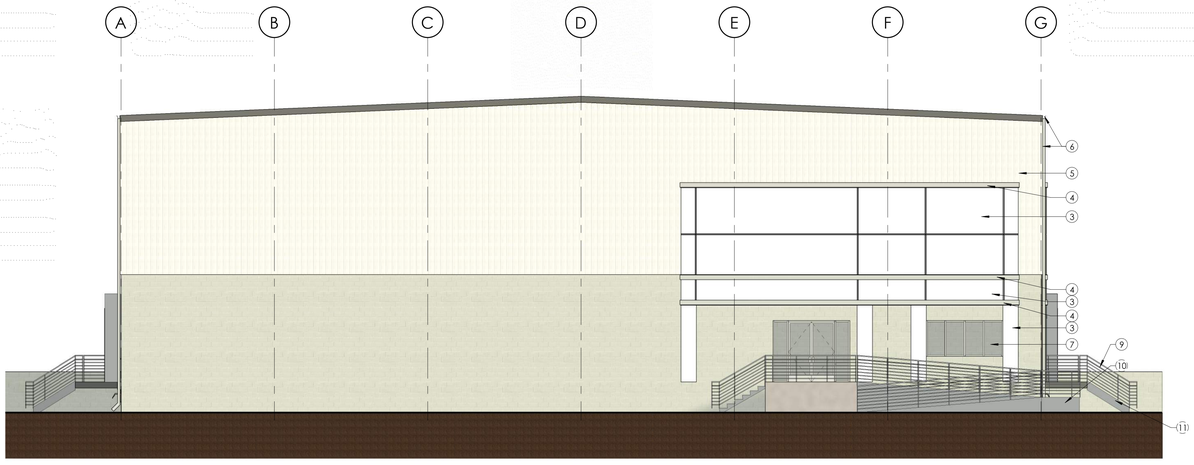
ENLARGED PARTIAL FLOOR PLAN

A1.1



1 A1.0/A1.2 PARTIAL ENLARGED FRONT ELEVATION
1/8" = 1'-0"



2 A1.0/A1.2 ENLARGED LEFT SIDE ELEVATION
1/8" = 1'-0"

EXTERIOR MATERIALS

1. CMU - INTEGRALLY COLORED OR FIELD FINISHED W/ INTEGRAL WATER REPELLENT - NITTERHOUSE NM-196 (BEIGE) OR EQUAL W/ TINTED MORTAR
2. PREFINISHED INSULATED OVERHEAD DOORS W/ DOCK SEALS, LEVELERS, AND BUMPERS - DOORS PREFINISHED WHITE
3. EXTERIOR INSULATION AND FINISH SYSTEM (FIELD COLOR) W/ DRAINAGE SYSTEM - DRYVIT SUPER WHITE 101 OR EQUAL
4. EXTERIOR INSULATION AND FINISH SYSTEM (ACCENT COLOR) W/ DRAINAGE SYSTEM - DRYVIT PEARL ASH 106 OR EQUAL
5. PEMB METAL PANEL - PREFINISHED MS METAL SALES PARCHMENT W74 OR EQUAL
6. PEMB EAVE TRIM, GUTTER, AND DOWNSPOUT - MS METAL SALES OLD TOWN GREY W25 OR EQUAL
7. THERMALLY BROKEN CURTAINWALL / STOREFRONT W/ 1" INSULATED GLAZING - CLEAR ANODIZED STOREFRONT W/ GRAY TINTED GLAZING
8. FULLY SHIELDED WALL MOUNTED LIGHTING - LITHONIA TWR1S OR EQUAL
9. GALVANIZED RAILING SYSTEM
10. CONCRETE FINISHED RAMP / STAIR - SMOOTH FINISH
11. MANUFACTURED METAL STAIR - PAINTED GRAY
12. INSULATED METAL PERSONNEL DOOR - COLOR TO MATCH EIFS ACCENT COLOR
13. PEMB ROOF PANELS - MS METAL SALES OLD TOWN GREY W25 OR EQUAL
14. PREFINISHED WALL LOUVERS - FINISH TO MATCH WALL PANELS

**SITE FENCING TO BE WHITE PVC FENCING - 6'-0" TALL. GATES TO BE PREMANUFACTURED SLIDING GATE SYSTEMS.

**PROVIDE MASONRY CONTROL JOINTS @ MAX. 30'-0" SPACING

NEW FACILITY FOR
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258 DEVELOPMENT ISLE OF WIGHT COUNTY, VA

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23452
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COMMONWEALTH OF VIRGINIA
No. 11394
06/14/23
ARCHITECT
REVIEW

CHA PROJECT	22154
ISSUE DATE	06/14/23
REVISION NO.	DATE

ENLARGED PARTIAL EXTERIOR ELEVATIONS

A1.2

3D VIEW APPROACH FROM EAST ON 258

3D VIEW APPROACH FROM WEST ON 258

3D VIEW FACILITY MAIN ENTRANCE

NEW FACILITY FOR
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REVIEW

No. 11394
06/14/23

CHA PROJECT	22154
ISSUE DATE	06/14/23
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SCHEMATIC 3D VIEWS

A1.3

COUNTY OF ISLE OF WIGHT
AMENDED PROFFER STATEMENT

Applicant's name(s): Economic Development Authority of Isle of Wight County

Owner's name(s): Economic Development Authority of Isle of Wight County

Project name: Shirley T. Holland Intermodal Park, Phase III

Date: January 18, 2023

Parcel-Tax Map Numbers and deed book reference: See Table Following Proffer Statement

These amended proffers are made as of the 18th of January, 2023, by the Economic Development Authority of Isle of Wight County (collectively "Owner"), of Tax Map Numbers 53-01-080A, 53-01-080B, 53-01-080C, 53-01-081, 54-01-070A, 60-01-045, 61-01-002, containing approximately 889.57 acres of land which is referred to herein as the "Property". Isle of Wight County approved a change in the zoning of the Property from Rural Agriculture Conservation (RAC), to Conditional - Limited Industrial (C-LI) in 2013. The rezoning application was associated with a larger effort to rezone approximately 969.13 acres, of which the above 889.57 acres is a part of and of which the remaining 79.56 acres (Tax Map Number 53-01-082B) is located within the Windsor Town Limits. The rezoning application was for the purposes of developing an industrial park heretofore known as the Shirley T. Holland Intermodal Park, Phase III. Owner voluntarily proffers that the development of the Property proposed for rezoning under this application shall be in strict accordance with the conditions set forth below.

These proffered conditions ("Proffers") are the only conditions offered on this rezoning, and any prior proffered conditions on the Property are hereby superseded by these proffers and any and all previous proffers on the Property are hereby void and of no further force and effect.

All improvements, land, easements, dedications, gifts, proffers and other conveyances to the County shall be in fee simple, without cloud of title or encumbrance of any kind.

I. Development of the Property

1. Development of the Property associated with this rezoning application shall be generally consistent as determined by the reviewing authority with the Conceptual Master Plan prepared by Moffatt & Nichol dated December 2012, as determined during preliminary and final site plan approval and/or preliminary and final subdivision construction plan approval. The Owner reserves the right to subsequently modify the Master Plan subject to the following provisions, as determined by the reviewing authority:

    i. Proposed modifications adhere to the restrictions listed in the Land Use section below.
    ii. Impacts of the proposed modifications are documented and are not more adverse than those presented in the Environmental Assessment included within the rezoning application for the Conceptual Master Plan, unless accompanied by mitigation measures subject to approval by both the County and / or the Town of Windsor (as applicable).

iii. The proposed modifications remain consistent and in accordance with all other provisions of this Proffer Statement.
iv. The proposed modifications are approved in writing by both the County and Town of Windsor prior to any preliminary site plan review.

2. All buildings shall be in accordance with the design criteria as follows:

No company signs shall be allowed on the rear of buildings facing Buckhorn Drive. or on the rear of other buildings with visibility from Buckhorn Drive. (other than markers for businesses/addresses on rear doors and similar directional signage). No signage shall be located on the face of the building facing Buckhorn Drive, unless a principal customer entrance is located on such face. The only signs allowed along Buckhorn Drive. shall be the "Shirley T. Holland Intermodal Park" entrance signs.

No company signs shall be allowed on US Route 258 frontage. No signs shall be allowed on the rear of buildings facing US Route 258 or on the rear of other buildings with visibility from US Route 258 (other than markers for businesses/addresses on rear doors and similar directional signage). The only signs allowed along US Route 258 shall be the "Shirley T. Holland Intermodal Park" entrance signs.

3. The total impervious footprint (buildings, paved parking lots, roadways) shall not exceed 60% of the total subject property area.

II. Land Use

1. The Property shall be used as permitted under the Conditional - Limited Industrial zoning designation and more specifically for the following uses:

a. Custom manufacturing
b. Industry, Type I
c. Warehousing and distribution
d. Industry, Type II
e. Reconstructed Wetland

2. The following uses shall be expressly prohibited on the Property:
   a. Agricultural Uses
      i. Fertilizer Storage
      ii. Assembly and Repair of Storage Equipment
      iii. Forestry, Silvicultural
      iv. Agricultural Farming Operation
      v. Timbering
      vi. Sawmill
   b. Civic Uses
      i. Adult Care Center
   c. Commercial Uses
      i. Adult Entertainment Establishment
      ii. Laundry
      iii. Lawn and Garden Services
      iv. Mini Warehouse
      v. Motor Vehicle Repair Service/Major

d. Industrial Uses
    i. Construction Yard
    ii. Convenience Center
    iii. Meat Packing
    iv. Recycling Center
    v. Abattoir or Livestock Processing
    vi. Asphalt Plant
    vii. Industry, Type III
    viii. Landfill, Industrial
    ix. Landfill, Rubble
    x. Transfer Station
    xi. Resource Extraction
    xii. Scrap and Salvage Service
    xiii. Petroleum Storage for resale purposes
    xiv. Manufacture or production of aluminum
    xv. Sand, gravel, or brick operations
e. Miscellaneous Uses
    i. Aviation Facility, General

III. Environmental Protection

1. The Property shall meet or exceed all applicable federal and state regulations pertaining to environmental protection.

2. Prior to development, the Owner shall survey the property for endangered or threatened species. The Owner shall take action to avoid or mitigate impact to any endangered or threatened species and their habitats observed during this survey, as approved by the Department of Conservation and Recreation and/or the Army Corps of Engineers.

3. Low Impact Development (LID) measures, such as permeable pavement/pavers/rain gardens, bio-retention filters, and/or rainwater harvesting shall be the preferred stormwater management techniques unless the Owner demonstrates such measures are inappropriate for site conditions, infeasible or economically impractical. These LID measures serve as enhanced stormwater techniques appropriate for increasing opportunity through development for providing groundwater recharge to the degree feasible as agreed upon by the Owner and Isle of Wight County.

4. Except where impacts to existing wetlands are noted on the Planned Setbacks figure by Moffatt & Nichol, dated December 2012, or future impacts are approved subject to other provisions, 100-ft buffers of natural vegetation shall be maintained around existing wetlands and streams.

5. The approximately 26-acre tract of the former Eure property that was not initially analyzed in the Environmental Assessment (See Section 12) shall be reanalyzed if any development is to occur on this 26-acre tract.

6. An update to the Phase 1 Environmental Site Assessment shall be completed 6 months prior to construction activities to confirm that there have been no changes to site conditions. Construction activities include any site disturbing activities over 2,500 square feet.

IV. Archaeology

A Phase I Archaeological Study for each building site shall be submitted to the Zoning Administrator for their review and approval prior to final site plan approval. A treatment plan shall be submitted to, and approved by, the Zoning Administrator for all sites in the Phase I study that are recommended for a Phase II evaluation, and/or identified as being eligible for inclusion on the National Register of Historic Places. If a Phase II study is undertaken, such a study shall be approved by the Zoning Administrator and a treatment plan for said sites shall be submitted to, and approved by, the Zoning Administrator for sites that are determined to be eligible for inclusion on the National Register of Historic Places and said site is to be preserved in place, the treatment plan shall include nomination of the site to the National Register of Historic Places. If a Phase III study is undertaken for said sites, such studies shall be approved by the Zoning Administrator prior to land disturbance within the study area. All Phase I, Phase II and Phase III studies shall meet the Virginia Department of Historic Resources' Guidelines for Preparing Archaeological Resource Management Reports and the Secretary of the Interior's Standard and Guidelines for Archaeological Documentation, as applicable, and shall be conducted under the supervision of a qualified archaeologist who meets the qualifications set forth in the Secretary of the Interior's Professional Qualification Standards. All approved treatment plans shall be incorporated into the plan of development for the site and shall be adhered to during the clearing, grading and construction activities thereon.

V. Transportation

Each development exceeding 250,000 square feet shall submit a traffic impact analysis as part of the construction permitting and approval process. Traffic impact analysis submitted will be reviewed by the County and the Town of Windsor.

The primary access to the site for ingress and egress will be via a Park entrance at US Route. 258. The owner will construct the entrance at US Route 258 before all others. Details of this entrance are described in the improvements below.

The Owner, at its sole cost and expense, shall cause to be constructed the following transportation improvements in accordance with the recommended improvements contained in the Traffic Impact Analysis for Shirley T. Holland Intermodal Park Phase III dated July 2012:

Total Developed S.F.	Improvement
500,000	Intersection Improvements at US Route 258 and Park Entrance Intersection, including turn lanes described below: a) 200' right turn lane with 200' taper on northbound US Route 258 b) 300' left turn lane with 200' taper on southbound US Route 258 c) 200' left turn lane with 200' taper existing the site at US Route 258 d) Construct two lanes of the STHIP Phase III site road on the four-lane right-of-way from US Route 258 to access buildings 1,2, & 3.
2,500,000	Second Entrance to park along Buckhorn Drive, including the improvements described below: a) 200' right turn taper on southbound Buckhorn Drive

b) Construct the two-lane spine road that connects US Route 258 with Buckhorn Drive
c) At the intersection of the access road and the spine road, install a 125' left turn lane with a 200' taper on the spine road eastbound
d) At the intersection of the access road and the spine road, install a 100' left turn lane with a 100' taper on the access road southbound

VI. Easements, Rights-of-Way and Buffers

1. The Owner shall observe existing easements and right-of-ways on the subject property unless modifications are agreed to in writing by the holder of the respective easements and right-of-ways.
2. The Owner shall provide a 30' wide easement to the City of Norfolk as agreed for by the Owner and The City of Norfolk for the future reconstruction of the segment of the "Portsmouth Branch" water pipeline within the property in exchange for the abandonment of the existing easement (City of Norfolk 30' Aqueduct Easement, D.B. 367, PG. 393).
3. The Owner shall provide access easements to all existing and future utility services for maintenance of facilities located within the property as agreed upon with the respective service providers.
4. The Owner shall provide access to the Griffin Properties retained by the Griffin families in the purchase agreement dated December 5, 2011.

VII. General

1. Successors and Assigns - This Proffer Statement shall be binding upon and shall inure to the benefit of the parties hereto, and their respective heirs, successors and/or assigns. Any obligation(s) of Owner hereunder shall be binding upon and enforceable against any subsequent owner or owners of the Property or any portion thereof.
2. Severability - In the event that any clause, sentence, paragraph, subparagraph, section or subsection of these Proffers shall be judged by any court of competent jurisdiction to be invalid or unenforceable for any reason, including a declaration that it is contrary to the Constitution of the Commonwealth of Virginia or of the United States, or if the application thereof to any owner of any portion of the Property or to any government agency is held invalid, such judgment or holding shall he confined in its operation to the clause, sentence, paragraph, subparagraph, section or subsection hereof, or the specific application thereof directly involved in the controversy in which the judgment or holding shall have been rendered or made, and shall not in any way affect the validity of any other clause, sentence, paragraph, subparagraph, section or provision hereof.
3. Void if Application is not approved - In the event that the Application is not approved by the County, these Proffers shall be null and void.

Table of Parcel Tax-Map Numbers and Deed Book Locations

Tax Parcel	Owner	Previous Owner	Parcel Size[1] (Acres)	Deed Book & Page
53-01-080A	Ind. Dev. Authority IOW	Whitley	0.425	DB 179 Pg. 117
53-01-080B	Ind. Dev. Authority IOW	Whitley	0.446	DB 229 Pg. 246
53-01-080C	Ind. Dev. Authority IOW	Whitley	3.516	DB 229 Pg. 246
53-01-081	Ind. Dev. Authority IOW	Eure	134.411	DB-229 Pg. 248
54-01-070A[3,4]	Ind. Dev. Authority IOW	Griffin	231.019	Inst. # 110004903
60-01-045	Ind. Dev. Authority IOW	Sustainable Forests LLC[2]	439.323	DB-85 Pg. 568 DB-105 Pg. 556 DB-138 Pg. 469
61-01-002[3]	Ind. Dev. Authority IOW	Sustainable Forests LLC[2]	80.426	DB-162 Pg. 469

[1]Parcel acreages totaling 898.81 acres were initially identified by the Virginia Mass Appraisal Network (VaMaNet) service, which is linked through the Isle of Wight County GIS mapping tools (VaMaNet acreages were used due to the inconsistencies of prevision and/or available acreage data contained within the actual deeds). Subsequent boundary surveys of subject properties indicate the total size of the parcels to be rezoned by the County is 911.02 acres, which is reflected in the table above. The 911.02 acres will be referenced throughout the zoning application except where appropriate to reference the acreages from VaMaNet. Unless noted otherwise, any reference to the 898.81 acres within the application is intended to represent the entire 911.02 acres and not exclude an area representing the difference in acreages between the two sources.

[2] Sustainable Forests LLC is a subsidiary of International Paper Company

[3] Sections of these two parcels were sold back to Griffin in November / December of 2011. Acreage shown is after property sales were finalized.

[4] Parcel 53-01-082A was combined with this parcel as part of the deed.

SIGNATURE PAGE

Applicant: Economic Development Authority of Isle of Wight County, Virginia
Printed or Typed Name

Applicant: Carroll E. Keen Jr. Date: 1/27/23
Signature - Chairman

Commonwealth of Virginia
County of Isle of Wight

Subscribed and sworn to before me Gloria Banks Spratley,
A Notary Public in and for the County of Isle of Wight, Commonwealth of Virginia, this 27th day of January, 2023.

Gloria Banks Spratley
Notary Public

My Commission Expires June 30, 2025

GLORIA BANKS SPRATLEY NOTARY PUBLIC REG # 7543850 MY COMMISSION EXPIRES 6/30/2025 COMMONWEALTH OF VIRGINIA

Owner: Economic Development Authority of Isle of Wight County, Virginia
Printed or Typed Name

Owner: Carroll E. Keen Jr. Date: 1/27/23
Signature – Chairman

Commonwealth of Virginia
County of Isle of Wight

Subscribed and sworn to before me Gloria Banks Spratley
A Notary Public in and for the County of Isle of Wight, Commonwealth of Virginia, this 27th day of January, 2023.

Gloria Banks Spratley
Notary Public

My Commission Expires June 30, 2025

GLORIA BANKS SPRATLEY NOTARY PUBLIC REG # 7543850 MY COMMISSION EXPIRES 6/30/2025 COMMONWEALTH OF VIRGINIA

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