

VIRGINIA:

At a meeting of the Washington County Board of Supervisors held Tuesday, April 11, 2000, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

- Joe W. Derting, Chairman
- John B. Roberts, Sr., Vice Chairman
- Bobby D. Ingle
- Phillip B. McCall
- Anthony S. Rector
- Jack H. Barker
- Dulcie M. Mumpower

- Mark K. Reeter, County Administrator
- Lucy E. Phillips Bright, County Attorney
- Mark W. Seamon, Accounting/Purchasing Manager
- Sandra M. Hatfield, CPS, Administrative Supervisor

1. **Call to Order**

The meeting was called to order by Mr. Joe W. Derting, Chairman of the Board, who welcomed everyone in attendance.



2. **Invocation and Pledge of Allegiance**

Rev. Jerry Eggers gave the Invocation and Chairman Derting led in the Pledge of Allegiance.



3. **Approval of Agenda**

On motion of Mr. Ingle, second by Mr. Barker it was resolved to approve the Agenda with the following changes:

Change order of the Agenda moving Agenda Item 12, "Consideration of Traffic Signal at Intersection of SR 700 and US Highway 19 ..." to appear prior to Recess;

Delete Agenda Item 5 (Mr. Rector will make the presentation of certificate and plaque to Ryan Farmer and George Pierson at the Patrick Henry Sports Banquet, Monday, June 1, 2000);

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				



4 **Approval of Minutes**

The following action was taken on approval of minutes:

a. **Minutes of the Regular Meeting of March 28, 2000**

On motion of Mr. Ingle, second by Mr. Roberts, it was resolved to approve the Minutes of the recessed meeting of March 28, 2000 and the regular meeting of March 28, 2000 as presented.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

b. **Correction of Minutes of February 22, 2000, Page 9579**

On motion of Mr. Rector, second by Mr. Roberts, it was resolved to correct Page 9570 of the Minutes of February 22, 2000 to read as follows:

“On motion of Mr. Rector, second by Mr. Barker, it was resolved to approve the following consent agenda items:

a. **Supplemental Appropriations, Sheriff’s Office:**

::	<i>Fingerprinting (AFIS)</i>	<i>33100/6010</i>	<i>\$ 915.00</i>
::	<i>Misc Reimbursement</i>	<i>31200/5890</i>	<i>\$ 3.00</i>
::	<i>Drug Enforcement Restitution</i>	<i>31200/5880</i>	<i>\$1,100.00</i>
::	<i>Travel Order – Reimbursement</i>	<i>31200/5510</i>	<i>\$ 226.69”</i>

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

5 **Presentation of Plaque, Ryan Farmer, Patrick Henry High School, 1999 State Wrestling Champion**

(This agenda item was deleted. Mr. Tony Rector will present a plaque to Ryan Farmer and Coach George Pierson at the Patrick Henry High School Sports Awards Banquet to be held Monday, June 1, 2000, 6:30 p.m., at Emory & Henry College.)

6 **Planning & Zoning Public Hearings**

a. **Request for Special Use Permit:****Melvin and Beverly Smeltzer: Request for a Special Use Permit to construct and operate a small business in general, more specifically, a 24' x 30' kennel for boarding of pets on property located off of State Route 58 onto Penn Road in the Templin Subdivision in an A-2 (Agricultural, General) zone, Tyler Magisterial District**

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to application by Melvin and Beverly Smeltzer.

Melvin and Beverly Smeltzer appeared before the Board of Supervisors to request a special use permit to construct and operate a kennel for boarding dogs. Mrs. Smeltzer explained they presently have an outside kennel, which they use to house Siberian Huskies that they breed as a business. She explained the kennel that they propose to construct would be an enclosed kennel with outside runs for boarding dogs as a business independent from their Siberian Huskie breeding business. Mrs. Smeltzer stated that she and her husband have been boarding dogs for three years now.

Mrs. Smeltzer stated she has received guidelines for constructing and setting up a kennel operation and is prepared to begin the project.

Mr. Smeltzer addressed the Supervisors expressing his disagreement with the Planning Commission's stipulation that would require the existing kennel to be removed from the property in order to build the new facility. He expressed his view that he has invested a sum equal to \$10,000 in the existing kennels and could not remove them. He explained he invited three clients to the Board Meeting who currently board their dogs with the Smeltzers, and who will speak in support of the special use permit application. Mr. Smeltzer spoke of his neighbor who opposes granting a special use permit, stating he is present to speak to the Board. Mr. Smeltzer stated he is a full time caretaker of the kennel and the animals, and makes every effort to keep it neat and clean.

Mr. & Mrs. Smeltzer presented letters of reference from their boarding clients and from residents who live in the Templin Subdivision. Additionally, the Smeltzers distributed photographs of the outdoor kennels (used for the breeding dogs) with pen marks on the photographs to depict where the new facility will be located on the property in relation to the present kennels.

Mr. & Mrs. Smeltzer responded to Mr. Ingles' questions regarding distances between homes, the placement of the kennels in relation to the property boundary lines, and their perception of any problems with future development in the subdivision.

During discussion, it was pointed out that the subdivision is an older development that was not platted or recorded as a county-approved subdivision. Although it is a subdivision used for residential purposes, it is located in the zoning district designated as Agricultural.

Sandra Altenbach addressed the Supervisors in support of the special use permit. She reported she has boarded her pets with the Smeltzers for years, stating they operate a clean and well kept kennel business.

Harold Snodgrass, adjacent property owner, spoke in support of the special use permit stating he has never had a problem with the dogs they have or with the people. He stated they run a clean operation.

Charles Yeung, resident of Bristol, Tennessee, stated he supports the Smeltzer's request for a special use permit. He reported he boards his dog at the Smeltzers, stating they are good managers and take good care of the kennel.

Mr. & Mrs. Shankle, adjacent property owners, spoke in opposition to the special use permit. The Shankles stated that, in the summertime, the smell from the kennels is very offensive. Mr. Shankle stated he has been trying to sell his house, reporting that on three occasions when prospective buyers visited, they were discouraged because of the kennel operation and odor. Mr. Shankle expressed his view that the presence of the kennel so close to his residence has devalued his property in the Templin Subdivision and made it unmarketable. Mr. Shankle pointed out that the dogs who are boarded bark a lot, and stated the breeding dogs do not bark. It was pointed out that the Huskies howl rather than bark.

Mr. Shankle distributed several photographs of the kennels to the Supervisors.

Mrs. Shankle stated when the kennels were built they were constructed too close to the property line.

Mr. & Mrs. Smeltzer were asked about the number of dogs they are boarding now and how many they will board when the facility is constructed. They responded they currently board three and will board as many as ten when the new indoor kennel is constructed.

Mr. & Mrs. Shankle were asked by the Board if it would be more acceptable to them if a boundary line privacy fence were required. They responded that while a fence might help with the noise, it would not keep the odor away.

There being no further comments, Mr. Derting declared the public hearing closed.

There was discussion and a question raised about the Smeltzers currently boarding dogs without going through the proper permitting process. It was pointed out that the boarding operation is considered a small business and the zoning regulations for the Agricultural District require a special use permit for operation of small businesses. The Smeltzers stated that they do not have a special use permit for operation of a small business.

Supervisors expressed their concern over the Planning Commission recommendation requiring that the existing kennel be removed as a condition to construction of a new kennel, and upon inquiry, the County Attorney stated that she questioned the enforceability of such a condition. Additionally, Mr. Barker pointed out that the quality of care provided to dogs that have already boarded with the Smeltzers is not the issue before the Board. He stated his view that the Board must consider the suitability of the Smeltzers property located within a residential subdivision for operation of a business boarding dogs in a dog kennel.

On motion of Mr. Barker, second by Mr. Rector, it was resolved to refer back to the Planning Commission the Melvin and Beverly Smeltzer request for a Special Use Permit to construct and operate a small business in general, more specifically, a 24' x 30' kennel for boarding of pets on property located off of State Route 58 onto Penn Road in the Templin Subdivision in an A-2 (Agricultural, General) zone, Tyler Magisterial District, and further, it was resolved to request the County Attorney to consider and advise the Planning Commission as to the enforceability of the condition previously recommended by the Planning Commission, and finally, to request the Planning Commission to consider a recommendation that does not include a condition that the existing kennels be removed prior to construction of the proposed new kennel.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				



7 Public Hearing pursuant to §15.2-2226 of the 1950 Code of Virginia, as amended in consideration of Amendment of Chapter 3, Section (D)(6)(p) of the Washington County Comprehensive Development Plan regarding telecommunication towers

8 Public Hearing in consideration of an Ordinance to Amend Sections 66-1, 66-247, 66-277, 66-302, 66-332, 66-392, 66-423, 66-452, 66-482, 66-512, 66-542, 66-572, 66-606, 66-636, 66-662 and 66-708, and the creation of new Section 66-945 of Chapter 66 of the 1997 Washington County Code concerning the regulation of Utilities and Public Services generally

Ms. Bright gave an overview of the proposed amendments to the ordinance stating the changes were initiated as a result of educational institutions located in the “R” zoning districts which wished to construct telecommunication towers to facilitate high speed internet communication for educational purposes. The proposed amendment to the zoning ordinance and comprehensive development plan would permit Washington County School Board and other educational institutions, as defined in the proposed amendments to set up telecommunication towers in R-zoned districts. Mr. Reeter added that the proposed amendments also included some changes that were not substantive but that were changes in wording and format to make the ordinance more clear.

At this time, Mr. Derting opened the public hearing and invited comments both in support of and in opposition to Amendment of Chapter 3, Section (D)(6)(p) of the Washington County Comprehensive Development Plan regarding telecommunication towers, and Sections 66-1, 66-247, 66-277, 66-302, 66-332, 66-392, 66-423, 66-452, 66-482, 66-512, 66-542, 66-572, 66-606, 66-636, 66-662 and 66-708, and the creation of new Section 66-945 of Chapter 66 of the 1997 Washington County Code concerning the regulation of Utilities and Public Services generally.

There being no comments, Mr. Derting declared the public hearing closed.

On motion of Mr. Rector, second by Mr. Barker, it was resolved to approve the following amendments to ordinances:

AN ORDINANCE TO AMEND SECTIONS 66-1, 66-247, 66-277, 66-302, 66-332, 66-362, 66-392, 66-423, 66-452, 66-482, 66-512, 66-542, 66-572, 66-606, 66-636, 66-662 AND 66-708, AND THE CREATION OF NEW SECTION 66-945 OF CHAPTER 66 OF THE 1997 CODE OF THE COUNTY OF WASHINGTON, VIRGINIA CONCERNING THE REGULATION OF UTILITIES AND PUBLIC SERVICES GENERALLY

WHEREAS, the Washington County Public Schools desire to erect telecommunication towers and antenna to provide faster and more economic access to telecommunications services for educational purposes on public school property located in residential zoning districts, and

WHEREAS, this goal of the Washington County Public Schools is consistent with the purpose and goals of the Federal Telecommunications Act of 1996, and

WHEREAS, the present Zoning Ordinance of Washington County, Virginia prohibits the erection of telecommunication towers in residential zoning districts, and

WHEREAS, the present language within the Zoning Ordinance of Washington County, Virginia appertaining to utilities and public services generally is unclear and inconsistent in its expressed intent among the various zoning districts and is in need of general revision,

NOW, THEREFORE, be it ENACTED by the Board of Supervisors of Washington County, Virginia:

That the 1997 Code of the County of Washington, Virginia, is hereby amended by amending Chapter 66, Article I., Sections 66-1; and by amending Chapter 66, Article V., Division 2., Section 66-247; Division 3., Section 66-277; Division 4., Section 66-302; Division 5., Section 66-332; Division 6., Section 66-362; Division 7., Section 66-392; Division 8., Section 66-423; Division 9., Section 66-452; Division 10., Section 66-482; Division 11., Section 66-512; Division 12., Section 66-542; Division 13., Section 66-572; Division 14., Section 66-606; Division 15., Section 66-636; Division 16., Sections 66-662, and Division 18., Section 66-708 respectively; and by the addition of new Section 66-945 to Article X, Division 3 of the 1997 Code of the County of Washington, Virginia, which said articles, divisions and sections shall read as follows:

ARTICLE I. IN GENERAL

Sec. 66-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Antenna shall mean any apparatus designed for telephonic, data, radio, or television communications through the sending and/or receiving of electromagnetic waves.

Educational institution shall mean any of the free elementary and secondary schools established and maintained as provided in Title 22.1 of the 1950 Code of Virginia, as amended; any private school legally authorized in the Commonwealth of Virginia to provide an educational program at the elementary or secondary school levels; any public or private school that is legally authorized in this Commonwealth to provide a program of education beyond high school; or a facility that provides training to prepare students for gainful employment in a recognized occupation. "Educational institution" shall not include facilities primarily dedicated to residential use or seasonal recreational use, even if such facilities are owned and/or operated by an educational institution, as herein defined.

Telecommunication service includes any service provided for a charge or compensation to facilitate the origination, transmission, emission or reception of signs, signals, writings, images and sounds or intelligence of any nature by telephone, including cellular or other wireless telephones, wire, radio, television optical or other electromagnetic system.

Telecommunication service provider shall mean a person or entity providing telecommunication service including, but not limited to, a cellular or other wireless telephone or paging company or other person or entity which, for a fee, supplies the facility, cell site, mobile telephone switching office, or other equipment or telecommunication service.

Telecommunication tower shall mean any structure that is designed and constructed primarily for the purpose of supporting one or more antennas, including self-supporting lattice towers, guy towers, or monopole towers. The term includes radio and television transmission towers, microwave towers, common-carrier towers, cellular telephone towers and similar structures.

ARTICLE V. DISTRICTS**DIVISION 2. HIGHLAND RECREATION DISTRICT HR****Sec. 66-247. Use regulations.**

(a) Permitted uses. In the HR highland recreation district structures to be erected or land to be used shall be for one or more of the following uses:

(5) Utilities and public services as follows:

(i) Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers. However, telecommunication towers and antenna used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.

(ii) Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.

(iii) Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.

(b) Special uses. In the highland recreation district, the following uses or structures may be permitted if approved by the board of supervisors for the issuance of a special use permit after public hearing before the planning commission and board of supervisors:

(9) Utilities and public services as follows:

(i) Electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antenna.

(ii) Water and wastewater treatment plants.

(iii) Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities.

DIVISION 3. SHORELAND RECREATION DISTRICT SR**Sec. 66-277. Use regulations.**

In the SR shoreline recreation district, structures to be erected or land to be used shall be for one or more of the following uses:

(1) Site-built single-family dwellings.

- (2) *Manufactured homes limited to double-wide and tri-wide models, provided that no manufactured home shall be used for business purposes in the SR district except for home occupations as defined by this chapter and subject to the provisions of §66-921 of this chapter.*
- (3) *Accessory uses limited to the following. No accessory uses may be closer than five (5) feet to any property line. Garages or other accessory structures such as carports, porches and stoops attached to the main building shall be considered part of the main building and not an accessory use.*
 - (a) *Noncommercial garages for single-family vehicles.*
 - (b) *Carports.*
 - (c) *Decks and porches.*
 - (d) *Additions to existing single-family dwellings.*
 - (e) *Off-street parking as an accessory use to a permitted use under this section, in accordance with the provisions of section 66-913.*
- (4) *Utilities and public services as follows:*
 - (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers. However, telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (b) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
 - (c) *Water and wastewater treatment plants may be permitted by special use permit.*
 - (d) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
 - (e) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*
- (5) *Townhouses may be permitted by special use permit, if public water and public sewer systems are available.*
- (6) *Off-site uses related to airport safety as defined in section 66-695, may be permitted by special use permit.*

- (7) *Any other proposed use shall be submitted to the planning commission for recommendation to the board of supervisors, who shall accept, reject or amend the proposed development.*

DIVISION 4. CONSERVATION AND RECREATION DISTRICT CR

Sec. 66-302. Use regulations.

In the CR conservation and recreation district, structures to be erected or land to be used shall be for one or more of the following uses:

- (14) *Utilities and public services as follows:*
- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers, However, telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (b) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
 - (c) *Water and wastewater treatment plants may be permitted by special use permit.*
 - (d) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
 - (e) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*
- (23) *Cemeteries with a conditional use permit.*
- (24) *Rock quarries with a conditional use permit.*
- (25) *Permanent manufactured home parks with special use permit and subject to the provisions of §66-922 of this chapter. No home occupations as defined by this chapter shall be conducted from a manufactured home located in a permanent manufactured home park except for the business office of the operator of the park.*
- (26) *Animal related services with a special use permit.*
- (27) *Antennas and towers that are located in the Signal Hill Communication Complex, which is an area of land owned by the state department of game and inland fisheries located on the Hidden Valley Wildlife Management Area*

consisting of eighteen (18) lots, a plat of which is of record in the office of the clerk of circuit court of the county and on file in the office of the administrator or his designee, shall be permitted as provided in section 66-303 and which are for the use of:

- (a) Interstate carriers (interstate telephone and/or telegraph companies, etc.);*
 - (b) Commercial television/radio;*
 - (c) Telecommunication service providers;*
 - (d) Private local users that do not make a direct profit from the facility;*
 - (e) Government and educational television/radio.*
- (28) Off-site uses related to airport safety as defined in section 66-695 by special use permit.*

Sec. 66-303. Antennas and towers.

- (a) Telecommunications towers and antennas that are permitted in the Signal Hill Communication Complex as provided in section 66-302 shall be by application and submittal of site plan, documentation showing approval by the Federal Aviation Administration and any other approvals required by state or federal law, and an application fee of one hundred fifty (\$150.00) dollars. Since there will be no ongoing residential or commercial activity, presence or traffic at the lots in the Signal Hill Communication Complex, the factors which would generally require a minimum lot size of two acres per use in the Signal Hill Communication Complex may not be applicable and since various state and federal agencies will approve the construction or erection of the antenna or tower prior to the issuance of a permit by the county, the administrator shall have the power to reduce the area requirements to a size appropriate to the tower or antenna being constructed.*
- (b) Applicants other than those permitted in section 66-302 for antennas or towers in the Signal Hill Communication Complex shall be approved only after a hearing and a special use permit and a nonrefundable application fee of two hundred fifty (\$250.00) dollars.*
- (c) Applications for antenna sites or towers at locations other than those sites already designated for antennas and towers will be evaluated only upon receipt of an application on behalf of the property owner and the owner of the proposed tower and a nonrefundable five hundred (\$500.00) dollar deposit and approvals by the Federal Aviation Administration and all federal and state agencies having approval and regulatory authority.*

DIVISION 5. AGRICULTURAL, LIMITED, DISTRICT A-1

Sec. 66-332. Use regulations.

In the A-1 agricultural, limited district, structures to be erected or land to be used shall be for one or more of the following uses:

(11) Utilities and public services as follows:

- (a) Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antenna.**
- (b) Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.**
- (c) Water and wastewater treatment plants may be permitted by special use permit.**
- (d) Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.**
- (e) Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.**

DIVISION 6. AGRICULTURAL, GENERAL, DISTRICT A-2**Sec. 66-362. Use regulations.**

In the A-2 agricultural general district, structures to be erected or land to be used shall be for one or more of the following uses:

(16) Utilities and public services as follows:

- (a) Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antenna.**
- (b) Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.**
- (c) Water and wastewater treatment plants may be permitted by special use permit.**
- (d) Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.**

- (e) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*

DIVISION 7. VILLAGE DISTRICT

Sec. 66-392. Use regulations.

In the village district, structures to be erected or land to be used shall be for one or more of the following uses:

- (15) *Utilities and public services as follows:*
- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services (with the exception of telecommunication towers); electrical power substations and telecommunication switching facilities may be permitted by special use permit.*
 - (b) *Telecommunication towers and antenna used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (c) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
 - (d) *Water and wastewater treatment plants may be permitted by special use permit.*
 - (e) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
 - (f) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*

DIVISION 8. KONNAROCK DISTRICT

Sec. 66-423. Use regulations.

In the Konnarock district, structures to be erected or land to be used shall be for one or more of the following uses:

- (15) *Utilities and public services as follows:*
- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the*

transmission and distribution of electric and telecommunication services (with the exception of telecommunication towers); electrical power substations and telecommunication switching facilities may be permitted by special use permit.

- (b) *Telecommunication towers and antenna used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
- (c) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
- (d) *Water and wastewater treatment plants may be permitted by special use permit.*
- (e) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
- (f) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*

DIVISION 9. RESIDENTIAL, LIMITED, DISTRICT R-1

Sec. 66-452. Use regulations.

In the R-1 district, structures to be erected or land to be used shall be for one or more of the following uses:

- (6) *Utilities and public services as follows:*
 - (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers.*
 - (b) *Telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (c) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
 - (d) *Water and wastewater treatment plants may be permitted by special use permit.*

DIVISION 10. RESIDENTIAL, GENERAL, DISTRICT R-2

Sec. 66-482. Use regulations.

In the R-2 district, structures to be erected or land to be used shall be for one or more of the following uses:

- (12) *Utilities and public services as follows:*
- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers.*
 - (b) *Electrical power substations and telecommunication switching facilities may be permitted by special use permit*
 - (c) *Telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (d) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
 - (e) *Water and wastewater treatment plants may be permitted by special use permit.*
 - (f) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*

DIVISION 11. BUSINESS, LIMITED, DISTRICT B-1

Sec. 66-512. Use regulations.

In the B-1 district, structures to be erected or land to be used shall be for one or more of the following uses:

- (8) *Utilities and public services as follows:*
- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers.*
 - (b) *Electrical power substations and telecommunication switching facilities may be permitted by special use permit.*

- (c) *Telecommunication towers and antenna used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
- (d) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
- (e) *Water and wastewater treatment plants may be permitted by special use permit.*
- (f) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
- (g) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*
- (12) *Off-site uses related to airport safety as defined in section 66-695 by special use permit.*
- (13) *Day care center.*

DIVISION 12. BUSINESS, GENERAL, DISTRICT B-2

Sec. 66-542. Use regulations.

In the B-2 business, general district, structures to be erected or land to be used shall be for one or more of the following uses:

- (78) ***Utilities and public services as follows:***
 - (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication service, with the exception of telecommunication towers.*
 - (b) *Electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antennae may be permitted by special use permit.*
 - (c) *Telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
 - (d) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and*

distribution of potable water, wastewater collection, and natural gas transmission and distribution.

- (e) *Water and wastewater treatment plants may be permitted by special use permit.*
- (f) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
- (g) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*

DIVISION 13. INDUSTRIAL, LIMITED, DISTRICT M-1

Sec. 66-572. Use regulations.

In the M-1 district, any structure to be erected or land to be used shall be for one or more of the following uses:

(19) *Utilities and public services as follows:*

- (a) *Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, including electricity generating plants, electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antennae.*
- (b) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
- (c) *Water and wastewater treatment plants may be permitted by special use permit.*
- (d) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
- (e) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*

DIVISION 14. INDUSTRIAL, GENERAL, DISTRICT M-2

Sec. 66-602. Use regulations.

In the M-2 industrial general district, structures to be erected or land to be used shall be for one or more of the following uses:

(12) Utilities and public services as follows:

- (a) Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, including electricity generating plants, electrical power substations, electrical power transmission towers, telecommunication switching facilities and telecommunication towers and antennae.**
- (b) Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.**
- (c) Water and wastewater treatment plants may be permitted by special use permit.**
- (d) Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.**
- (e) Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.**

DIVISION 15. FH FLOOD HAZARD DISTRICT**Sec. 66-636. Utilization of the flood hazard district.**

- (d) Permitted uses with special use permit. The following uses may be permitted in the floodway district with a special use permit provided that they are in compliance with the provisions of the underlying district:**
- (2) Utilities and public services.**

DIVISION 16. RESIDENTIAL, MOBILE HOME (MHR)**Sec. 66-662. Use regulations.**

In the MHR district, structures to be erected or land to be used shall be for one or more of the following uses:

- (7) Utilities and public services as follows:**
- (a) Poles, overhead and underground lines, distribution transformers, meters, street lighting and related appurtenances necessary for the transmission and distribution of electric and telecommunication services, with the exception of telecommunication towers.**
 - (b) Electrical power substations and telecommunication switching facilities may be permitted by special use permit.**

- (c) *Telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of this chapter.*
- (d) *Underground pipes and lines, manholes, pumping and booster stations, meters and related appurtenances necessary for the transmission and distribution of potable water, wastewater collection, and natural gas transmission and distribution.*
- (e) *Water and wastewater treatment plants may be permitted by special use permit.*
- (f) *Fire department offices and facilities, emergency medical rescue squad offices and facilities, law enforcement offices and facilities and other governmental offices and facilities may be permitted by special use permit.*
- (g) *Solid waste disposal convenience station operated by the county after a public hearing shall have been held by the board of supervisors.*
- (8) *Business signs only to advertise the sale or rent of the premises upon which erected.*
- (9) *Churches and schools.*
- (10) *Church bulletin boards and identification signs.*
- (11) *Daycare center, with special use permit.*

DIVISION 18. PLANNED UNIT DEVELOPMENT, LIMITED, DISTRICT P-1

Sec. 66.-708. Use regulations.

In Planned Unit Development, Limited District P-1, structures to be erected or land to be used shall be for one or more of the following uses:

- (f) *Electric, gas, and telecommunication facilities, including distribution poles, lines, transformers, pipes, meters and related facilities for distribution of local service and owned and operated by a public or commercial utility, and water distribution and sewerage collection lines, pumping stations and appurtenances owned and operated by a public or commercial utility.*
- (k) *Electrical power substations with tower structures, and power transmission lines and related towers; gas transmission lines, pumping stations and appurtenances; unmanned telephone exchange centers; micro-wave and radio-wave transmission and relay towers and antenna, substations and appurtenances associated with telecommunications services providers by special use permit, provided that no separate application shall be required for any such use included in the original master development plan. Telecommunication towers and antenna used exclusively by public or private schools or educational institutions for the receipt and transmission of data*

solely for educational purposes shall be permitted by right subject to the provisions of Article X, Division 3 of this chapter.

ARTICLE X. SUPPLEMENTARY DISTRICT REGULATIONS

DIVISION 3. AIRPORT SAFETY OVERLAY ZONE

Sec. 66-945. Application of division to non-zone areas.

Effective April 12, 2000 the agent of the airport commission shall review and advise upon all applications for telecommunication towers and antenna used exclusively by public or private schools or educational institutions proposed for location outside of the Airport Safety Overlay Zone within fifteen (15) working days of receipt of such application from the administrator or his designee. Failure of the airport commission's agents to respond within this period, or to notify the applicant of the need for additional time for review up to an additional fifteen (15) days, shall be deemed a determination that the proposed tower and antenna pose no threat to air navigation. In the event any such tower and antenna is determined to pose a threat to air navigation, the agent of the airport commission shall document the nature of the threat in writing along with recommendations for mitigating the threat and forward same to the applicant with copy to the administrator or his designee. The matter shall then be subject to negotiation between the agent of the airport commission and the applicant. Sixty (60) days after notice from the agent of the airport commission to the applicant of that the proposed tower poses a threat, the agent of the airport commission shall make a report to the Administrator whether a mutually agreeable solution has been achieved. If the agent of the airport commission determines that a mutually agreeable solution has not been achieved, the administrator or his designee or the applicant may appeal for review by the board of zoning appeals.

- 2. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the 1997 Code of Washington County, Virginia, as amended.*
- 3. That this ordinance shall become effective April 12, 2000.*

AMENDMENT TO COUNTY COMPREHENSIVE DEVELOPMENT PLAN

WHEREAS, the Washington County Public Schools desire to erect telecommunication towers and antenna to provide faster and more economic access to telecommunications services for educational purposes on public school property located in residential zoning districts, and

WHEREAS, this goal of the Washington County Public Schools is consistent with the purpose and goals of the Federal Telecommunications Act of 1996, and

WHEREAS, the present Comprehensive Development Plan for Washington County has limited provisions for erection of telecommunication towers, and

NOW, THEREFORE, be it ENACTED by the Board of Supervisors of Washington County, Virginia that Chapter 3, Section D(6)(p) of the Comprehensive Development Plan for Washington County be amended as set forth herein:

The following districts, as named in this paragraph, and specified portion of the Conservation and Recreation (CR) District are designated to allow erection of telecommunication towers and antennae: the Signal Hill Communication Complex on the Hidden Valley Wildlife Management

area in the Conservation and Recreation (CR) District, Limited Agricultural (A-1) District, General Agricultural (A-2) District, Limited Industrial (M-1) District, and General Industrial (M-2) District.

In the following districts, telecommunication towers and antennae used exclusively by public or private schools or educational institutions for the receipt and transmission of data solely for educational purposes shall be permitted by right subject to compliance with the provisions of Article X, Division 3 of the County Zoning Ordinance: Highland Recreation (HR) District, Shoreland Recreation (SR) District, Conservation and Recreation (CR) District (excepting the Signal Hill Communication Complex, which is addressed in the preceding paragraph), Village District, Konnarock District, Limited Residential (R-1) District, General Residential (R-2) District, Limited Business (B-1) District, General Business (B-2) District, Mobile Home Residential (MHR) District, and Planned Unit Development (P-1) District.

In the Flood Hazard (FH) District, telecommunication towers may be allowed only upon approval by the board of supervisors and issuance of a special use permit subject to conditions as imposed by the board of supervisors. No telecommunication towers shall be constructed in the Airport District.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

Mr. Barker filed a disclaimer disclosing he has a personal interest in certain aspects of the Washington County Budget related to appropriations to the Washington County School Board; that he is an employee of the Washington County School Board and appropriations to the Board could indirectly affect his position, salary, employment benefits, etc.; that he is a member of a group of employees which is affected by the amount of the appropriation to the Washington County School Board; and, that he can participate in this transaction fairly, objectively and in the public interest.



9 **Public Hearing to Solicit Public Input on Proposed Community Development Block Grant Application to be Submitted to Virginia Department of Housing and Community Development for the Southwest Virginia Venture Capital Project**

Mr. Rob Goldsmith, Executive Director, People Incorporated, appeared before the Board of Supervisors requesting support for Community Development Block Grant Application in the amount of \$100,000 from the Department of Housing & Community Development to develop the Appalachian Community Ventures Investment Fund.

Mr. Goldsmith explained the CDBG grant will provide an opportunity for small business owners who are located in Washington, Dickenson, Buchanan, and Russell Counties and the City of Bristol, Virginia to gain access to needed expansion capital and who are unable to get capital from traditional lending sources. He stated the grant does not require local matching funds and provides for Washington County to be the sponsor of the grant.

Mr. Ingle and Mrs. Mumpower raised concern that a large portion of the funds were to be used to pay the program manager’s salary. Mr. Goldsmith defended the use of the funds to pay the salary of the program manager stating that the market competition is strong for experienced and highly skilled managers who will be hired to secure capitalization for the fund. Mr. Goldsmith stated the

goal is to raise one million dollars in capital within the first year, and to raise ten million dollars from banks, intermediaries, foundations and the public sector over a ten year period.

Mr. Goldsmith responded to questions from members of the Board. He introduced Mr. Phil Black, Director of Economic Development, MicroEnterprise Program.

At this time, Mr. Derting opened the public hearing and invited comments both in support of and in opposition to application by proposed community development block grant application to be submitted to Virginia Department of Housing and Community Development for the Southwest Virginia Venture Capital Project.

As no comments were offered, Mr. Derting declared the public hearing closed.

On motion of Mr. Barker, second by Mr. Rector, it was resolved to authorize People Incorporated to make application to the Department of Housing and Community Development for CDBG grant funds in the amount of \$100,000 for the Appalachian Community Ventures Capitalization Project; and further, it was resolved to authorize the County Administrator to sign the necessary documents for this grant application.

The vote on this motion was as follows: (5-2)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Nay</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Nay</i>				



10 **Library Update (Dr. Mel Heiman, Washington County Public Library Board of Trustees)**

Dr. Mel Heiman, Chairman, Washington County Public Library Board of Trustees appeared before the Board of Supervisors presenting an overview of the Library Automation Activities for the years 1982 to 1999. On behalf of the Board of Trustees, Dr. Heiman express appreciation to the Supervisors for their continued support of the Library and its programs. He stated it has been the goal of the Library Board to be good stewards of the money they receive.

Messrs. Rector and Roberts inquired about prospects for relocating the branch libraries in Glade Spring and Damascus. Dr. Heiman responded that plans for relocation are being studied.



12 **Consideration of Traffic Signal at Intersection of State Route 700 and US Highway 19, Greendale Community (Rev. Jerry Eggers, Greendale Chapel Church)**

Rev. Jerry Eggers, Pastor, Greendale Baptist Church, appeared and requested the Board of Supervisors to formally request the Virginia Department of Transportation to install a traffic signal at the intersection of SR 700 and US Highway 19 in the Greendale Community.

Rev. Eggers explained that this intersection is dangerous and that over the years there have been many accidents and some fatalities have occurred. He spoke of the many efforts of the church community to improve the adjoining properties by mowing the weeds and removing obstacles that

interfere with the visibility of approaching traffic, stating they have done all they know to do to improve it. He commented on past actions of the Board of Supervisors to request the Department of Transportation to make corrections to the intersection, and pointed out there have been several studies of the intersection by VDOT with the result that VDOT would take no action. He pleaded that another study is not needed.

Rev. Eggers explained that when the US Highway 19 was constructed, there was no turning lane built into the design. Rev. Eggers stated US 19 is a major highway and is heavily traveled between Abingdon and the coal fields. He reported school busses from Greendale School no longer enter US 19 at the intersection of SR 700, and that they now enter from a road north of the US 19/SR 700 intersection. He stated that because there are many busses exiting onto US19 at Treasure Island Restaurant, it becomes congested.

Rev. Eggers presented a Petition containing over 4,000 signatures to the Board of Supervisors “to request the Virginia Department to install a traffic light at the intersection of Highway 19 and Route 700 in the Greendale Community of Washington County, Virginia ... further, request that flashing signals be installed in the north and south bound lanes of highway 19 to caution motorists of the traffic light at the said intersection.”

Rev. Eggers called attention to recent action of the Washington County School Board directing the Board of Supervisors “to request Virginia Department of Transportation install signs with flashing lights in the north and south bound lands of Highway 19 to caution motorists of the impending traffic lights.” Additionally, he presented a letter from Sheriff Newman urging a solution to the hazard that exists at the intersection.

On motion of Mr. Ingle, second by Mrs. Mumpower, it was resolved to draft a resolution to the Virginia Department of Transportation urging they take the necessary measures to install a traffic signal at the Intersection of State Route 700 and US Highway 19, in the Greendale Community.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				



11 **Recess**

On motion of Mr. Ingle, second by Mr. Roberts, it was resolved to take a brief recess.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				



13 **Consideration of FY 2000-01 Annual Work Program, Mount Rogers Planning District Commission (Tom Taylor, Executive Director)**

Mr. Thomas G. Taylor, Executive Director, Mount Rogers Planning District Commission, appeared before the Board of Supervisors. He reported the Planning Commission is putting together their work program for FY 2000-2001, and urged The Supervisors to contact him if they have any land use, economic development, or transportation planning projects they are considering.

Mr. Taylor provided a status report on legislation for the Regional Industrial Facilities Act and the Enterprise Zone. He stated amendments for both measures were signed into legislation.

Concerning additional state funds for planning district commissions, Mr. Taylor reported the state contribution has improved for planning assistance and GIS equipment.

Mr. Derting commented on the regional interest in a regional jail operation encouraging Mr. Taylor to communicate this information to other jurisdictions. Mr. Derting advised Washington County is currently reviewing its Comprehensive Development Plan.

14 **Presentation of the Glade Spring Downtown Plan (David Barrett, Town Manager, Town of Glade Spring)**

David Barrett, Circuit Town Manager, Town of Glade Spring, appeared before the Board of Supervisors concerning the Town's Redevelopment Plan that is being funded through a planning grant in the amount of \$20,050 from the Department of Housing and

Community Development. In his report he stated that implementation of the redevelopment is a three stage plan with funds DHCD Construction grant program, Appalachia Regional Commission program for economic development, the Virginia Department of Transportation's TEA-21 program for transportation corridor enhancement, and local funds and contributions.

Mr. Barrett explained that a preliminary engineering report was prepared by Anderson & Associates to assess and address physical infrastructure needs in the downtown area. In addition they prepared a preliminary building analysis to determine current building uses, demolition needs, renovation and rehabilitation potential to halt deterioration of the downtown area. He stated there was a market study prepared to assess the opportunities and constraints for business development in the downtown area. He presented an enlarged Conceptual Redevelopment Plan, Phase I, pointing to specific buildings targeted for demolition, storm water improvements, building façade improvements, streetscape and landscaping work, development for the small business incubator, water and sewer connections.

Mr. Barrett presented a cost summary totaling \$2,024,475 and potential grant, private, and other funding sources. The projected timetable, Mr. Barrett reported, is estimated to be June 2000 to October 2002.

Mr. Barrett requested Washington County Building Inspectors office to provide inkind contributions through waiving of the permitting fees, and requested the County provide a letter of support for the Glade Spring Downtown Redevelopment Plan.

Mr. Rector addressed the Board of Supervisors expressing his support for the project and encouraging the Supervisors to support the project with a resolution and funds. He stated it is a much needed improvement.

15 Consideration of Renewal and Approval of Virginia Juvenile Justice Community Crime Control Act Plan for FY 2000-02, Highlands Detention Alternative Program (Tim Dotson, Program Director)

Mr. Tim Dotson, Program Director, Highlands Detention Alternative Program, appeared before the Board of Supervisors requesting approval of the FY 2000-2002 Virginia Juvenile Justice Community Crime Control Act Plan.

On motion of Mr. Barker, second by Mr. Rector, it was resolved to adopt the following Resolution:

Resolution No. 2000-09

BE IT RESOLVED that the Washington County, Virginia Board of Supervisors will participate in the Virginia Juvenile Community Crime Control Act and accept funds appropriated for the purpose set forth in this Act until written notice to the contrary is provided to the Department of Juvenile Justice.

BE IT FURTHER RESOLVED that the Washington County, Virginia Board of Supervisors intends to combine with Smyth County and the City of Bristol to provide one Virginia Juvenile Community Crime Control Act plan for all three localities and Washington County will act as the fiscal agent for the plan.

BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to execute a local plan on behalf of Washington County, Virginia.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

16 Consideration for approval of Phase II Site Selection Study for Courthouse Parking

On motion of Mr. Rector, second by Mr. Roberts, it was resolved to authorize payment of Washington County's portion of the Courthouse Parking Study, in the amount of \$27,450.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

17 Commissioner of Revenue Request for Utility Tax Refunds

On motion of Mr. Ingle, second by Mr. Roberts, it was resolved to authorize the Treasurer to issue refunds to the following taxpayers who have applied and met the qualifications for the local utility tax refunds:

Canie V Alexander 21127 Jeff Gordon Dr Bristol VA 24202	\$36.00	James & Gracie Alexander 13487 Wallace Pike Bristol VA 24202	\$36.00	Edward & Bertha Anderson 34296 Poor Valley Rd Saltville VA 24370	\$72.00
Helen Arnold 23608 Mock Knob Rd Bristol VA 24202	\$72.00	Pearlie Barr 4202 Reedy Creek Rd Bristol VA 24202	\$72.00	Mary Blaylock 22271 Equestrian Rd Bristol VA 24202	\$72.00
Bernice D Blevins 37136 Chestnut Mountain Rd Damascus VA 24236	\$72.00	Doris G Blevins 31535 Blue Springs Rd Meadowview VA 24361	\$72.00	Maudie K Blevins 24240 Discovery Rd Damascus VA 24236	\$72.00
Juanita B Boothe 23179 Rich Valley Rd Abingdon VA 24210	\$72.00	Revonda Bostic 23261 Brumley Gap Rd Abingdon VA 24210	\$72.00	Blanche L Bott 19178 Woodland Hills Rd Abingdon VA 24210	\$72.00
Susie Bowers 20488 Blue Spruce Rd Bristol VA 24202	\$72.00	Anthony A Branca 22441 Lime Hill Rd Bristol VA 24202	\$72.00	Ella E Branson 5463 Reedy Creek Rd Bristol VA 24202	\$72.00
Charlie & Helen I Brewer 3039 Civil Dr Mendota VA 24270	\$72.00	Slemp & Ruth Bumgardner 25655 Whitaker Hollow Rd Abingdon VA 24211	\$72.00	Chloe M Burnette 24228 Bethesda Rd Bristol VA 24202	\$72.00
Clara Gray Byars 20140 Cleveland Rd Abingdon VA 24211	\$72.00	Eva Campbell 22034 Campbell Hollow Rd Abingdon VA 24211	\$72.00	Lillian M Campbell P O Box 23 Meadowview VA 24361	\$72.00
Ralph Childers 22269 Green Village Dr Abingdon VA 24210	\$72.00	Ella M Childress 10479 Goose Creek Rd Bristol VA 24202	\$72.00	Gledith E Clark 10597 Oak Grove Rd Bristol VA 24202	\$72.00
Lucille W Clear 31009 Lee Hwy Glade Spring VA 24340	\$72.00	Leonard & Lucille Combs 19319 Eastwood Dr Abingdon VA 24210	\$72.00	Goldie C Cregger 9415 Crescent Rd Glade Spring VA 24340	\$72.00
Hattie M Cullop 25689 Watauga Rd Abingdon VA 24211	\$72.00	Margaret Cumbow P O Box 112 Abingdon VA 24212	\$72.00	Alverta M Dennison 28349 Hiawatha Ln Meadowview VA 24361	\$63.24
Dean Clarence Denton 25532 Prehaps La Abingdon VA 24211	\$72.00	Nora L Denton 17458 Orchid Rd Bristol VA 24202	\$72.00	Delliah F Dishman 16545 Ketron Ln Abingdon VA 24211	\$72.00
Martha H Dolinger 38400 Rafferty Rd Chilhowie VA 24319	\$60.24	Charlie R & Hazel I Duff 31300 Lee Hwy Glade Spring VA 24340	\$72.00	Nina O Eads 19406 Woodland Hills Rd Abingdon VA 24210	\$72.00
Hazel M Eanes (Decd) 14461 Bailey Dr Abingdon VA 24210-7657	\$72.00	Ruby A Eastridge 13025 Lindell Rd Meadowview VA 24361	\$72.00	Gladys E Eldreth 24219 Cox Mill Rd Abingdon VA 24211	\$72.00
Donald & Margaret Eldreth 18836 Eden Ln Abingdon VA 24211	\$72.00	Trula Fields 17421 Wyndale Rd Abingdon VA 24210	\$72.00	Herman F Fleenor 4289 Cove Creek Rd Bristol VA 24202	\$72.00
Bessie L Foran 19157 Woodland Hills Rd Abingdon VA 24210	\$72.00	Myrtle Foster P O Box 271 Emory VA 24327	\$72.00	Ellen L Fulps 16021 Elementary Dr Abingdon VA 24210	\$72.00

Maude C Garland 21562 Spoon Gap Rd Abingdon VA 24211	\$72.00	Callie B Gentry 25200 Watauga Rd Abingdon VA 24211	\$72.00	Lennie B Gibson 33736 Wideners Valley Rd Damascus VA 24236	\$72.00
Beulah C Godsey 21474 Benhams Rd Bristol VA 24202	\$72.00	Edna M Good 5615 Walker Mountain Rd Bristol VA 24202	\$72.00	Etta E Goodson 11226 Buffner Rd Bristol VA 24202	\$72.00
Lorene Cora Greer 37755 Chestnut Mtn Rd Damascus VA 24236	\$72.00	Ruth C Greer 33699 Widener Valley Rd Damascus VA 24236	\$72.00	Nell P Hagy 24835 Walden Rd Abingdon VA 24210	\$72.00
Sophia J Ham 37146 Loves Mill Rd Chilhowie VA 24319	\$72.00	Lula M Hash 19356 Green Spring Rd Abingdon VA 24211	\$72.00	Jetna R Hawkins 26342 Bright Star Rd Abingdon VA 24211	\$72.00
Anna H Heath 37188 Loves Mill Rd Chilhowie VA 24319	\$72.00	Gladys Heath 17405 Monroe Rd Glade Spring VA 24340	\$72.00	Martha R Heath 37301 Loves Mill Rd Chilhowie VA 24319	\$60.36
Clara B Helton 29531 Aistrop Rd Saltville VA 24370	\$72.00	Claude W Herndon 17277 Wyndale Rd Abingdon VA 24210	\$72.00	Margie C Holley 30265 Micah Ln Meadowview VA 24361	\$72.00
Eva A Houser 21594 Tranbarger Rd Bristol VA 24202	\$67.31	Helen E Humphrey 12173 Lindell Rd Meadowview VA 24361	\$72.00	Clara M Jackson 14318 Old Jonesboro Rd Bristol VA 24202	\$72.00
Hassel & Stella N Jones 19271 Underwood Ln Abingdon VA 24210	\$72.00	Hester Kennedy 9246 Sugar Cove Rd Abingdon VA 24210	\$62.64	Clarence & Ella M Kilby 21119 Campground Rd Bristol VA 24202	\$72.00
Ethel G Lawrence 6422 South Main St Saltville VA 24370	\$72.00	Betty S Leonard 38368 Loves Mill Rd Chilhowie VA 24319	\$65.64	Blanche D Lester 31250 Old Stage Rd Glade Spring VA 24340	\$72.00
Frances C Lester P O Box 528 Glade Spring VA 24340	\$72.00	Geneva K Lewis 6457 Mendota Rd Mendota VA 24270	\$36.00	Zola D Lewis 30284 Lee Hwy Glade Spring VA 24340	\$72.00
Beulah M Little 16404 Woodcliffe Dr Abingdon VA 24210	\$72.00	Blanche G Love 39165 Loves Mill Rd Chilhowie VA 24319	\$72.00	Ethel M Lovins 20242 Pairgin Rd Bristol VA 24202	\$72.00
James Mann 26476 Old Saltworks Rd Meadowview VA 24361	\$72.00	Samuel H McCracken P O Box 14 Meadowview VA 24361	\$72.00	Rachel I McKenzie 37217 Chestnut Mtn Rd Damascus VA 24236	\$72.00
John H McVey 16454 Monroe Rd Glade Spring VA 24340	\$72.00	Louise I Miller 21156 Delmar Rd Damascus VA 24236	\$72.00	Rita C Miller 26524 Rivermont Dr Abingdon VA 24211	\$72.00
Louise L Minnick 13372 Prices Bridge Rd Glade Spring VA 24340	\$72.00	Maudie Mae Minnick 18488 Warwick Ln Bristol VA 24202	\$72.00	Nellie K Mitchell 20518 Brumley Gap Rd Abingdon VA 24210	\$72.00
George H & Bessie G Moore 24327 Brumley Gap Rd Abingdon VA 24210	\$59.04	Miles H Moore 29131 Ryan Rd Meadowview VA 24361	\$69.04	Nina R Moore 20322 Rustic Ln Abingdon VA 24210	\$64.17

Flora G Morrison 19062 Morrison Rd Meadowview VA 24361	\$72.00	Lillian P Morrison 29480 Smyth Chapel Rd Meadowview VA 24361	\$72.00	Mary H Morrison 18290 Morrison Rd Meadowview VA 24361	\$72.00
Mitchell M Moser 40057 Wideners Valley Rd Chilhowie VA 24319	\$72.00	Lula G Mosier 21035 Campground Rd Bristol VA 24202	\$72.00	Amos & Goldie Murray 20034 McCall Gap Rd Bristol VA 24201	\$72.00
Hazel Musick 24441 Strawberry Fields Rd Abingdon VA 24211	\$72.00	Pauline Nester 16213 Shannon Hill Dr Abingdon VA 24210	\$72.00	Dewey C Nunley 18317 Spring Lake Rd Abingdon VA 24210	\$72.00
Mary R Nunley 15061 Rich Valley Rd Abingdon VA 24210	\$72.00	Stella G Nunley 15063 Rich Valley Rd Abingdon VA 24210	\$72.00	Ruth Frances Osborne 13125 Kildee Dr Abingdon VA 24210	\$63.84
Elizabeth F Owens 16441 Wyndale Rd Abingdon VA 24210	\$72.00	Larkin E & Martha Owens 28330 Rivermont Dr Meadowview VA 24361	\$72.00	Hazel Payne 13538 King Mill Pike Bristol VA 24202	\$72.00
Ida Blanche Pippin 13314 Garrett Creek Rd Abingdon VA 24210	\$72.00	Orville Madison Pippin 19376 Repass Rd Abingdon VA 24210	\$36.00	Geraldine Reynolds 8755 Hidden Valley Rd Abingdon VA 24210	\$72.00
Irene Reynolds 22327 Green Village Dr Abingdon VA 24210	\$72.00	Marvin Richardson 22017 Vails Mill Rd Damascus VA 24236	\$72.00	Belvia Riddle 18195 Macedonia Rd Abingdon VA 24211	\$72.00
Ray & Gracie Roark P O Box 451 Abingdon VA 24212	\$72.00	Alma Roberts 24058 Cox Mill Rd Abingdon VA 24211	\$72.00	Nannie Roberts 20497 Hoot Owl Rd Bristol VA 24202	\$72.00
Jean Scott 6434 Hayters Gap Rd Saltville VA 24370	\$72.00	Katherine Self 15427 Branch St Abingdon VA 24210	\$72.00	Dollie Severt 29005 Jeb Stuart Hwy Damascus VA 24236	\$72.00
Bertha Seymore 20053 Orion Ave Bristol VA 24202	\$72.00	Mary Shortt 37360 Chestnut Mtn Rd Damascus VA 24236	\$72.00	Maxine Singleton 17545 Wyndale Rd Abingdon VA 24210	\$72.00
Lilly H Skeens 8796 Rich Valley Rd Bristol VA 24202	\$36.00	Susie L Smith 24116 Cox Mill Rd Abingdon VA 24211	\$72.00	Willie & Goldie Sproles 7072 Walnut Grove Rd Mendota VA 24270	\$72.00
Sarah Stevens 22595 Twin Oaks Rd Abingdon VA 24211	\$72.00	Herbert Tate P O Box 2508 Abingdon VA 24212	\$72.00	Daisey Thomas 22595 Twin Oaks Rd Abingdon VA 24211	\$72.00
William & Ernestine Thomas 32494 Mayberry Dr Glade Spring VA 24340	\$59.04	Ethel Tignor 8751 Hidden Valley Rd Abingdon VA 24210	\$72.00	Delphia Tranbarger 10592 Oak Grove Rd Bristol VA 24202	\$72.00
George W Venable Jr 10520 Redwood Cir Bristol VA 24202	\$72.00	Alice Vermillion 28330 Davenport Ln Meadowview VA 24361	\$72.00	Laura Vermillion P O Box 112 Mendota VA 24270	\$72.00
Lena F Vickers 27450 Overbrook Dr Meadowview VA 24361	\$72.00	Ward & Carrie Wagner 27353 Northridge Rd Meadowview VA 24361	\$72.00	Cora B Warren P O Box 248 Meadowview VA 24361	\$59.04

Jessie T Warren 33110 Pasture Ln Glade Spring VA 24340	\$108.00	Ruby Watson 16002 Iroquios Rd Bristol VA 24202	\$72.00	Ernestine M eaver 29055 Hillman Hwy Meadowview VA 24361	\$72.00
Ella Jo Whittaker 10332 Oak Grove Rd Bristol VA 24202	\$72.00	Edith Widener 35196 Greertown Rd Glade Spring VA 24340	\$72.00	Mary K Widner 16152 Besclaren Rd Abingdon VA 24211	\$72.00
Elsie Wingate 21539 Clear Creek Rd Bristol VA 24202	\$72.00	Annis Winters P O Box 453 Damascus VA 24236	\$72.00	Lula Wise 10113 Trout Rd Abingdon VA 24210	\$72.00
John Wolfe 35139 Bucks Bridge Rd Glade Spring VA 24340	\$72.00	Nell V Wood Rt 1 Box 135B Hiltons VA 24258-9601	\$72.00	Margaret Worley 21134 Prestonwood Dr Bristol VA 24202	\$72.00
Nina L Yates 17533 Wyndale Rd Abingdon VA 24210	\$72.00				

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

18 **County Administrator Comments**

Mr. Reeter presented a memorandum from Mark W. Seamon concerning the funding contributions on fire truck purchases for two rotation periods beginning July 1, 1984 – June 30, 1994, and July 1, 1994 – June 30, 2001.

Mr. Reeter announced there are two public information meetings scheduled on the County Recreation Needs Assessment Study and stated the meetings are designed to get citizen input on recreation needs.

19 **County Attorney Comments**

Ms. Bright gave a brief report on matters related to litigation.

20 **Consent Agenda**

On motion of Mrs. Mumpower, second by Mr. Rector, it was resolved to approve the following consent agenda items:

- a. *Payment of Bills, April 2000*
- c. *Transfer of Funds, \$130,395.32, to Jail Operations Budget*

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

On motion of Mrs. Mumpower, second by Mr. Roberts, it was resolved to approve the following consent agenda item:

- b. *Budgetary Line-Item Transfer of Funds for General Services in the amount of \$7,133*

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

21 **Board Member Reports**

Mr. Ingle requested the joint School Board and Board of Supervisors scheduled for Thursday be delayed to 7:30 p.m. explaining he and Mrs. Mumpower will be attending a meeting concerning the Constellation Power project.

Mr. Ingle reported meeting with officials from Congressman Boucher’s office regarding funding for Poor Valley Water Project and was encouraged to pursue grant funding sources.

Mr. Derting commended the Supervisors for their positive actions in past years and for their vision and progressive leadership.

Mr. Derting commented on the interest from surrounding counties relative to a regional jail project.

22 **Citizen Comments**

Mr. Arnold Childers, Shiloh Baptist Church, appeared before the Board of Supervisors concerning the water problem the community is experiencing. He stated he has visited the Washington County Service Authority and is requesting a larger line. He presented a cost estimate. He asked the Supervisors to help finance the project. Mr. Ingle stated the Board will look into it further.

23 **Recess to 7:00 p.m., April 13, 2000 for the purpose of holding a joint Board of Supervisors/School Board Budget Workshop Meeting, Washington County School Board Meeting Room**

On motion of Mr. Ingle, second by Mr. Barker, it was resolved to recess to Thursday, April 13, 2000, 7:00 p.m. for the purpose of meeting with the Washington County School Board concerning the FY 2000-20001 School Board Budget.

The vote on this motion was as follows: (7-0)

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>	<i>Mr. Rector</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>				

