

VIRGINIA:

At a regular meeting of the Washington County Board of Supervisors held Tuesday, June 11, 2013, at 6:30 p.m., at the County Government Center in Abingdon, Virginia the following were present:

PRESENT:

Phillip B. McCall, Vice Chairman
William B. Gibson
Odell Owens
Randy L. Pennington
C. Wayne Stevens, Jr.

Nadine S. Culberson, County Administrator
Lucy E. Phillips, County Attorney
Mark W. Seamon, Director of Budget & Finance
Naoma A. Norris, CAP, Executive Assistant/Recording Clerk

ABSENT:

Dulcie M. Mumpower, Chairman
Joseph C. Straten

1. Call to Order

The meeting was called to order by Mr. Phillip McCall, Vice-Chair of the Board, who welcomed everyone in attendance.

2. Invocation and Pledge of Allegiance

Supervisor Odell Owens gave the Invocation and led the Pledge of Allegiance.

3. Public Comment

The following individuals addressed the Board during public comment:

- Larry Hines

4. Special Recognitions & Presentations

a. Introduction of New Director of Building and Development Services
Ms. Culberson, County Administrator, introduced Mr. Mick Caudill, the new Director of Building and Development Services and spoke of Mr. Caudill's credentials.

Mr. Caudill addressed the Board and thanked them for the opportunity to work for the Board and citizens of Washington County. He commented that he is excited to be able to come back home to work.

5. Approval of Agenda

On motion of Mr. Owens, second by Mr. Gibson, it was resolved to approve the agenda as presented.

The vote on this motion was as follows: (5-0)

<i>Mr. Gibson</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Pennington</i>	<i>Aye</i>
<i>Mr. Stevens</i>	<i>Aye</i>

6. Consent Agenda:

On motion of Mr. Pennington, second by Mr. Stevens, the Board acted to approve items a and c of the Consent Agenda as set forth below.

a. Approval of Minutes:

1. April 22, 2013 Recessed Meeting

2. April 23, 2013 Regular Meeting

3. May 14, 2013 Regular Meeting

b. Approval of Routine Financial Matters: (No financial matters presented)

c. Award of Bids and Approval of Contracts: (No bids or contracts presented)

d. Authorization of Routine Business Matters:

1. Request for Approval of Records Destruction, Office of County Attorney

The vote on this motion was as follows: (5-0)

<i>Mr. Gibson</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>

Mr. Pennington *Aye*
Mr. Stevens *Aye*

7. Public Hearings:

a. Request(s) for Rezoning:

1. Meadowview Development Corporation, Property Tax Map #087-6-3A: Request to Rezone Approximately 1.85 acres of property located on the south side of State Route 11 (Lee Highway) near the intersection of State Route 11 (Lee Highway) and State Route 80 from R-2 (Residential, General) to B-2 (Business, General), Monroe Magisterial District

Ms. Cathie Freeman, County Zoning and Subdivision Official, addressed the Board and provided an overview of the public hearing held by the Washington County Planning Commission on the application of Meadowview Development Corporation to rezone property. Ms. Freeman explained that Mr. Tim Dunaway with J & B Investment addressed the Planning Commission and explained the proposal is to construct a 9,000 square foot building for use as a retail sales facility. She explained the Planning Commission questioned drainage issues on the property and that Mr. Dunaway explained they have been working with the County Engineer in regard to having a detention pond built. Ms. Freeman explained there was no opposition to the application at the Planning Commission and the Planning Commission unanimously recommends approval of the rezoning request.

Mr. McCall opened the public hearing and invited comments both in support of and in opposition to the request to rezone property.

Mr. Tim Dunaway addressed the Board and explained the proposal is to develop and build a 9,000 general merchandise store on the site. Mr. Dunaway stated he has spoken with officials from the Virginia Department of Transportation and County. He stated they will do whatever it takes in regards to erosion and sediment control and drainage and comply with VDOT's requirements for entrance and will place the building as far back as possible from the intersection.

Mr. Stevens asked if water would be forced over toward the nearby apartments. Mr. Dunaway stated they would not be disturbing the creek at all.

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

On motion of Mr. Stevens, second by Mr. Gibson, the Board acted to follow the recommendation of the Washington County Planning Commission and approve the application of Meadowview Development Corporation to rezone approximately 1.85 acres of property located on the south side of State Route 11 (Lee Highway) near the intersection of State Route 11 (Lee Highway) and State Route 80 from R-2 (Residential, General) to B-2 (Business, General), Monroe Magisterial District

The vote on this motion was as follows: (5-0)

Mr. Gibson *Aye*
Mr. McCall *Aye*
Mr. Owens *Aye*

Mr. Pennington *Aye*
Mr. Stevens *Aye*

- b. Application for Special Exception Permit: Coy B. Cannon, Property Tax Map #087-3-6A: Request for a Special Exception Permit to Construct and Operate a Small Business in General, more specifically, a Repair Garage for the Purpose of Working on Both Automobiles and Trucks, Detailing, Repairing and Rebuilding. An Inspection Station is also included. The proposed business will be located on the north side of State Route 11 (Lee Highway) near the intersection of State Route 11 (Lee Highway) and Bright Side Lane (pvt) in an A-2 (Agricultural, General) zone, Monroe Magisterial District.

Ms. Freeman, County Zoning and Subdivision Official, addressed the Board and provided an overview of the public hearing held by the Washington County Planning Commission on the application of Coy B. Cannon for a Special Exception Permit. Ms. Freeman explained the Board of Supervisors at their May 14, 2013 regular meeting approved a rezoning request for Mr. Cannon. She further explained that the Special Exception Permit application was originally tabled by the Planning Commission from April 22, 2013, to allow time for Mr. Cannon to complete a boundary adjustment survey of his property or to remove an existing manufactured home from his property. Ms. Freeman explained that Mr. Cannon's request is to operate an automobile business on the property in question and when the Planning Commission first heard the application in April, Mr. Cannon did not meet the area requirement under the previous zoning district. She stated the Planning Commission offered two options to Mr. Cannon: (1) he could remove one of the two mobile homes on his proper or (2) he could increase his property size. Ms. Freeman stated that Mr. Cannon chose to increase his property size and recorded a new plat with the Washington County Circuit Court, so he now meets the use requirement. The application was heard a second time by the Planning Commission. Ms. Freeman explained there was no opposition present at the hearing and the Planning Commission unanimously recommended approval of the Special Permit Application with the stipulations that a plat be recorded through the Circuit Court Clerk's office showing the boundary line adjustment and the receipt be presented to the Department of Zoning Administration for verification and that a limit of no more than five (5) inoperable vehicles exposed to the weather may be stored on the property at any one time.

Mr. McCall opened the public hearing and invited comments both in support of and in opposition to the request to rezone property.

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

On motion of Mr. Stevens, second by Mr. Owens, the Board acted to follow the recommendation of the Washington County Planning Commission and approve the application of Coy B. Cannon for a Special Exception Permit to Construct and Operate a Small Business in General, more specifically, a Repair Garage for the Purpose of Working on Both Automobiles and Trucks, Detailing, Repairing and Rebuilding. An Inspection Station is also included. The proposed business will be located on the north side of State Route 11 (Lee Highway) near the intersection of State Route 11 (Lee Highway) and Bright Side Lane (pvt) in an A-2 (Agricultural, General) zone, Monroe Magisterial District with stipulations that a plat be recorded through the Circuit Court Clerk's Office showing the boundary line adjustment and the receipt be presented to the Department of Zoning Administration for verification and that a limit of no more than five (5) inoperable vehicles exposed to the weather may be stored on the property at any one time.

The vote on this motion was as follows: (5-0)

Mr. Gibson *Aye*

Mr. McCall *Aye*

Mr. Owens *Aye*

Mr. Pennington *Aye*

Mr. Stevens *Aye*

8. General Business:

a. Action Items:

1. Presentation Concerning Appalachian School of Law's Natural Resources and Energy Law Symposium

Mr. Ed Rogers provide the Board with a presentation on the Appalachian School of Law's Natural Resources and Energy Law Symposium scheduled for September 23, 2013 at the Southwest Virginia Higher Education Center in Abingdon, VA. Mr. Rogers stated there are sponsorship opportunities if the County is interested.

2. Consideration of Appointment to Industrial Development Authority of Washington County through November 13, 2015

Ms. Culberson, County Administrator explained that Mr. Mark Nelson, the Monroe Election District representative to the IDA resigned effectively immediately.

On motion of Mr. Stevens, second by Mr. Pennington, the Board acted to appoint Gene Copenhaver to represent the Monroe Election District on the Industrial Development Authority of Washington County for the unexpired term of Mark Nelson through November 13, 2015.

The vote on this motion was as follows: (5-0)

Mr. Gibson *Aye*

Mr. McCall *Aye*

Mr. Owens *Aye*

Mr. Pennington *Aye*

Mr. Stevens *Aye*

3. Consideration of Appointments to Boards, Authorities and Commissions that Expire June 30, 2013

No appointments were made.

b. Information Items:

1. Update Presentation by Washington County Substance Abuse Coalition on the Virginia Strategic Framework State Incentive Grant Project

The Board received an update presentation from Jordan Whiteside with the Washington County Substance Abuse Coalition concerning the Virginia Strategic Framework State Incentive Grant Project. Ms. Whiteside stated that a copy of the strategic plan that includes the strategies, partnerships and data collected as part of this project is available.

2. Update from Committee Established to Review Placement of Ten Commandments at the County Government Center Building

Mr. Gibson stated that included in agenda packets is a picture of the display in the Sullivan County Office Building in Blountville, TN. He explained the Committee is in conference with legal counsel on the proposal and he will provide another update to the Board at a later date when more information is available.

Discussions ensued among the Board.

9. Board Member Reports

Mr. Owens reported that Washington County Little League was asked to host a little league baseball tournament that will include about 16 teams. He stated the locality originally scheduled to host the tournament had to back out and the national group immediately chose Washington County Little League because of the outstanding job they did hosting a tournament last summer. Mr. Owens stated that Washington County Little League has five playing fields and used John Battle High School for some of the games last year. For the tournament this year, some games will be played in Abingdon, which will result in people staying in the Abingdon area of the County. Mr. Owens stated the tournament will be good for the County and be an economic benefit to businesses. He complimented the leadership at Washington County Little League. Mr. Owens stated he does not know if Washington County Little League will be able to raise enough money to fund the tournament and that the Board may hear from the group.

Mr. McCall reported on the County Utilities Committee meeting held June 3, 2013. He stated the Mendota Community Water Improvement Project is being tested and will be in service sometime in June. The Mendota community will be served by a better water source. Mr. McCall reported the new raw water intake project - Southfork of the Holston River should be online in March 2014. The Washington County Service Authority encountered problems with the boring and had to switch companies.

Mr. McCall reported on the Fire and EMS Oversight Committee meeting held on June 3, 2013. He stated that the members of the committee are working together and want to take on more. Mr. McCall stated the Committee will be equipment evaluations soon. The Committee wants to consider bulk purchasing, which requires a change in their by-laws. Ms. Culberson will work on the amendment and bring before the Board for consideration.

10. Board Information and Reminders

County Administrator's Report:

Ms. Culberson reported on the new automated agenda software the County is implementing and stated the new software would automate the agenda assembly process, track changes and allow an advanced search of the agenda and minutes to name a few of its benefits. She stated the way you maneuver through the agenda will be different. The anticipated implementation date is July 1, 2013. Ms. Culberson added the software will help to increase public transparency. She asked the Board to provide her office with dates they are available for the Information Systems Department to provide about 30 minutes of training in the new software.

Ms. Phillips reported the following litigation cases:

- Litigation that will test County's noise ordinance relating to Sportsman's Arena playing live music and complaints received from surrounding property owners. The case was first heard in General District Court and a ruling against the County was issued. The County appealed this ruling and trial is scheduled in July.
- Circuit Court ordered that the Walton Ridge Road trailing/hearing could go forward.

Ms. Phillips reported on the following ordinances:

Continue to work with Land Use Steering Committee on ordinance relating to natural gas extraction. A draft ordinance was presented to the Committee for review.

- Update to Erosion and Sediment Control Ordinance to comply with state requirements. This ordinance will be brought to the board in the near future.
- Update to wastewater regulations to correct inconsistencies found in the recently adopted revised County ordinance and the Washington County Service Authority regulations.

11. Adjourn/Recess

On motion of Mr. Owens, second by Mr. Gibson, the Board acted to adjourn the meeting.

The vote on this motion was as follows: (5-0)

<i>Mr. Gibson</i>	<i>Aye</i>
<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Pennington</i>	<i>Aye</i>
<i>Mr. Stevens</i>	<i>Aye</i>

6-11-13

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Prepared by:

Naoma A. Norris, Recording Clerk

**Approved by the Washington County Board
of Supervisors:**

Dulcie M. Mumpower, Chairman