

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS  
HELD ON TUESDAY, AUGUST 21, 2001, IN THE BOARD ROOM OF THE  
WOODWARD BUILDING, SALUDA, VIRGINIA:

Present: Kenneth W. Williams, Pinetop District  
Fred S. Crittenden, Pinetop District  
Lenora O. Weber, Saluda District  
John D. Miller, Jr., Saluda District  
Wayne Jessie, Jamaica District

Charles M. Culley, Jr., County Administrator  
Michael T. Soberick, County Attorney

**CALL TO ORDER**

The Chairman, Mr. Williams called the meeting to order at 7:30 P.M. and opened with prayer.

**PUBLIC HEARING - REZONING R-2001-04, ROBERT AND CYNTHIA LENZ**

Mr. Wilson, Planning Director, presented application R-2001-04, an application to reclassify Tax Map 18-149, a 14.08 parcel from Village Community to Low Density Rural. This property is on an existing border of Low Density Rural and Village Community zoning districts and is surrounded by residential and agricultural uses in both district types. A single-family residence and agricultural uses are proposed. The Planning Commission recommended approval by unanimous vote.

Mr. Williams opened the hearing for comments. There being none, the hearing was closed. Mr. Wilson explained that one residence is proposed and noted that changing the classification to Low Density Rural would reduce the density. The motion to approve the application was made by Mr. Jessie, seconded by Mrs. Weber and carried unanimously.

**PUBLIC HEARING - SPECIAL EXCEPTION APPLICATION 2001-04, CHARLES AND DIANE REED**

Mr. Wilson, Planning Director, presented Application 2001-04, an application from Charles and Diane Reed to replace a single-wide manufactured home with a double-wide at Tax Map 6-37A, a 0.5 acre parcel, zoned Village Community. The Comprehensive Plan designates the general area as a Farmstead-like Development Area. Surrounding uses are residential on Village Community zoned properties. Removal of the existing home will be required if the application is approved. It was the opinion of the staff that the replacement of the home would be an improvement to the property. The Planning Commission recommended approval of the application.

Mr. Williams opened the public hearing for comments. There being none, the hearing was closed. The motion to approve the request was made by Mr. Miller,

seconded by Mr. Crittenden and carried unanimously. In addition, the Planning Commission renewed its recommendation to the Board that the Board initiate amendment to the Zoning Ordinance to change the replacement of a dilapidated home or mobile home with a double-wide, to a permitted use with approval by the Zoning Administrator rather than requiring a public hearing with the Board. There was no action concerning the request.

### **PUBLIC HEARING - SPECIAL EXCEPTION 2001-03, LARRY PRITCHARD**

Mr. Wilson presented Application SP 2001-03, an application for the construction of a proposed grocery store addition of 5400 square feet and proposed retail store addition of 7430 square feet at Tax Map 40-289A, a 4.36 acre site zoned Village Community. This site is the business location for Larry's Market and West Marine. The Planning Commission recommended approval of the application conditioned upon review and approval of the entrances by the Virginia Department of Transportation.

Mr. Williams opened the hearing for comments. James H. Ward, representing the applicant, stated that the proposal includes improvements to the entrance, parking areas, reconfiguring the unloading area, fencing a trash disposal area and upgrading the façade. There are no plans by the owner to expand the grocery store at this time.

Hearing no other comments, the public portion of the hearing was closed. Mr. Crittenden complimented Mr. Pritchard for cleaning up the current site. The motion to approve the application, conditioned upon VDOT review and approval of the entrances, was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously.

### **RESOLUTION IN HONOR OF FRANK JESSIE**

Assistant Administrator Marcia Jones informed the Board that the American Legion Post 241 requested their endorsement of a resolution in support of their dedication of a flag pole in honor of Frank Jessie. The motion adopting the following resolution was made by Mr. Crittenden, seconded by Mr. Miller and carried unanimously:

#### **RESOLUTION** **IN HONOR OF FRANK JESSIE, SR.** **AMERICAN LEGION POST 241** **SALUDA, VIRGINIA**

**WHEREAS, the Honorable Frank Jessie, Sr. was born on October 21, 1929, and departed this life on March 22, 2001, and**

**WHEREAS, Mr. Jessie served his country in the U. S. Army during the Korean War, from January 15, 1951 through December 30, 1953. During his tour of duty, he obtained the rank of Corporal and was awarded the National Defense Service Medal, the Occupation Medal (Germany) and the Good Conduct Medal, and**

**WHEREAS, Mr. Jessie attended St. Paul College in Lawrenceville, Virginia,**  
**and**

**WHEREAS, Mr. Jessie was self-employed as an independent builder and contractor, and in the early 1970's, taught electrical vocation classes in King and Queen County, and**

**WHEREAS, Mr. Jessie was first elected to the Middlesex County Board of Supervisors in November, 1979, by the citizens of the Jamaica District in Middlesex County, and**

**WHEREAS, Mr. Jessie was re-elected five consecutive terms and faithfully served the citizens of Middlesex County until his death, and**

**WHEREAS, his unwavering loyalty to Middlesex County and its people made him a respected local government leader throughout the region and the State of Virginia, and**

**WHEREAS, Mr. Jessie served as a loyal member of the American Legion Post 241.**

**NOW, THEREFORE BE IT RESOLVED, that it is the desire of the Middlesex County Board of Supervisors to recognize the many contributions made by Mr. Frank Jessie to his country and community; and**

**BE IT FURTHER RESOLVED, that they support the dedication of American Legion Post 241's Flag Pole to the memory of Frank Jessie in the hope that this flag pole will serve as a reminder of Mr. Jessie's dedication to his Country, County, and Post.**

**Adopted this 21st day of August, in the year of our Lord two thousand and one.**

## **COURTHOUSE**

Mr. Soberick advised the Board that conceptual design plans for renovation of Rappahannock Central Elementary School into a court facility had been sent to the required parties. A decision on the amount of money for the renovation needed to be finalized for inclusion in the order for referendum. Included in the Board's information was an estimate of \$5,210,00 for the work.

Mrs. Weber expressed her concern with the proposal to renovate a 40-plus year old building. Mr. Crittenden, Mr. Williams and Mr. Miller commented that a completely unbiased opinion should be presented to citizens, including several public meetings.

The motion to approve \$5,210,000 as the amount for inclusion in the referendum questions was made by Mr. Crittenden, seconded by Mr. Jessie. The motion carried by vote of 4-1 (Weber opposed). The question for the November ballot will ask: "Shall the Courthouse be removed to the Cooks Corner site of the Rappahannock Central Elementary School on Route 33, Middlesex County, Virginia, and shall the Board of Supervisors be committed to spend up to \$5,210,000 therefore?"

### **DELINQUENT TAX LIST**

The motion to approve printing both the real estate and personal property delinquent lists was made by Mrs. Weber, seconded by Mr. Jessie and carried unanimously.

### **COURTHOUSE (CONTINUED)**

Mr. John Coe questioned if the deadlines given in the Court order had been met. Mr. Soberick confirmed that the deadline for the design drawings had been met and he expected comments in 30-45 days. No decisions on financing the construction had been made.

### **CLOSED MEETING**

The motion to conduct a closed meeting for the purpose of discussing the pending litigation of Macey White versus Board of Supervisors, pursuant to §2.1-344.a7 of the Code of Virginia, was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Upon reconvening in open session, the following motion was made by Mr. Miller, seconded by Mr. Crittenden and carried unanimously:

- To the best of the members' knowledge, only public business matters lawfully exempted from open meeting requirements under Code of Virginia §2.1-344.a7 identified in the motion by which the Closed Meeting convened, were heard, discussed, or considered by the public body.

Action:

As a result of the Closed Meeting there was no action taken.

### **ADJOURN**

The motion to adjourn until the regular meeting scheduled for September 4, 2001, was made by Mr. Miller, seconded by Mr. Crittenden, and carried unanimously.

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Kenneth W. Williams, Chairman  
Board of Supervisors