

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS
HELD ON TUESDAY, AUGUST 18, 2009, IN THE BOARD ROOM OF THE
HISTORIC COURTHOUSE, SALUDA, VIRGINIA:

Present: Kenneth W. Williams, Pinetop District
Fred S. Crittenden, Pinetop District
Robert A. Crump, Saluda District
Wayne Jessie, Sr., Jamaica District
John D. Miller, Jr., Saluda District

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

CALL TO ORDER

Mr. Crump called the meeting to order and Mr. Miller offered a prayer. Mr. Culley led the Pledge of Allegiance.

PUBLIC HEARING – SPECIAL EXCEPTION APPLICATION 2009-005, HARBOUR INVESTMENTS INC

Matt Walker, Planning Director, presented this application requesting approval of a special exception application that would allow eleven (11) self storage units, of various sizes, along with an office and bathroom to be placed on the existing footprint of an auto body repair shop that had been in operation prior to a fire that destroyed that portion of the building. An auto towing business continues to operate from a portion of the building, located on Tax Map 26-161. According to Article 11.4 of the Zoning Ordinance, all requests for self storage units must receive special exception approval and in this case, because there is a change of use, a minor site plan is required to address other matters such as landscaping and lighting requirements. The proposed units are to be located within the existing footprint and the existing parking area and other site work is currently in place to serve the proposed use adequately. The Planning Commission recommended approval by unanimous vote.

Mr. Crump opened the hearing for comments. Linda Leasure requested approval of the application and added that the Palmer Brothers would be acting as General Contractor and Courthouse Construction would be doing the construction. Mr. Earl Cutter, Vice President of Courthouse Construction showed pictures of the proposed design which would have 12 storage areas, however, the Mr. and Mrs. Leasure will probably keep three (3) units for their use. The building will be considered green construction using recycled materials. There being no further comments, the public portion of the hearing was closed.

Mr. Miller questioned why a minor site plan was also needed since the building was going back on the same footprint. Mr. Walker explained that because there was a change of business use the ordinance requires a site plan. The motion to approve the special exception was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

ALL SAINTS ANGLICAN CHURCH

Mr. Barry Goodwin, Senior Ward at All Saints Anglican Church requested to connect Centenary Methodist Church to the County's sewer line. Mr. Crittenden requested that the Board conduct a public hearing on this request and Mr. Crump suggested having the hearing at the night meeting in September. Mr. Goodwin commented that waiting that long could interfere with the Church's attempts to purchase the Methodist church property. Mr. Soberick stated that the hearing could be held at the Board's meeting on September 1st, with only one advertisement. Mr. Miller asked about water usage billing and Mr. Culley explained that it would be based on meter readings.

REQUEST FOR REFUND

The Board considered a request to refund a \$150.00 wetlands application fee that was paid by Karla Havens, agent, for VMRC application #09-0752. After submission of the application, the owners formally withdrew their application. The application was not processed and no hearing was advertised. The motion to refund the fee was made by Mr. Williams, seconded by Mr. Miller and carried unanimously.

APPOINTMENTS

Census Committee: Mr. Jessie suggested Gloria Johnson and Mr. Crump suggested Purnell Wood as representatives on the Census Committee. After three (3) more people are suggested a vote will be taken to officially appoint members the Committee.

Social Services Advisory Board: No action was taken on making an additional appointment to the Social Services Advisory Board.

PAYROLL

The motion to approve payroll for the month of August was made by Mr. Williams, seconded by Mr. Miller and carried unanimously. Checks numbered 65506 through 65579 totaling \$323,894.68 were disbursed as approved.

DISBURSEMENTS

The motion to approve the disbursements was made by Mr. Miller, seconded by Mr. Williams and carried unanimously. Checks numbered 65580 through 65659 totaling \$85,105.33 were disbursed as approved.

PUBLIC COMMENT

Purnell Wood thanked Mr. Crump, Mr. Jessie and Mr. Culley for the positive meeting they had had together. Mr. Wood believed the biggest problem now was that John LaBrier, with the school system, did not believe any additional school bus signage was needed. Mr. Crump agreed and added that additional warning signs were needed for at least one bus stop. Mr. Williams stated that Mr. Woods needed to take his concerns to the School Board office.

Lewis Briggs thanked the Board members for meeting with him and Mr. Wood.

Daniel Downs suggested that the board work as equally hard on the Route 629 project as they did to get the dredging of Broad Creek funded.

CLOSED SESSION

The motion to convene in closed session for consultation with legal counsel, pursuant to Code of Virginia, §2.2-3711.A7, and personnel, pursuant to Code of Virginia, §2.2-3711.A1 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. Jessie and carried unanimously:

- To the best of the members' knowledge only public business matters lawfully exempted from open meeting requirements under Code of Virginia §2.2-3711.A7 and A1 as identified in the motion by which the Closed Meeting convened were heard, discussed, or considered by the public body.

Action:

The motion authorizing the County Attorney to sign the order for settlement in the Ruark vs Board of Supervisors case was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

OLD/NEW BUSINESS

Comprehensive Plan: A work session will be held at the Board's meeting on September 1st.

ADJOURNED

There being no further business, the meeting was adjourned until the regular meeting scheduled for September 1, 2009 by motion of Mr. Miller, seconded by Mr. Jessie.

Robert A. Crump, Chairman
Board of Supervisors