

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS  
HELD ON TUESDAY, JANUARY 20, 2009, IN THE BOARD ROOM OF THE  
HISTORIC COURTHOUSE, SALUDA, VIRGINIA:

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

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

**CALL TO ORDER**

The Chairman, Mr. Crump, called the meeting to order and offered a prayer. Mr. Culley led the group in prayer and the Pledge of Allegiance.

**PUBLIC HEARING – SPECIAL EXCEPTION 2008-008, BAY AGING APARTMENTS  
MIDDLESEX, INC.**

Planning Director, Matt Walker, presented an application to allow multi-family dwellings for supportive housing for the elderly per Section 11-4 of the Middlesex County Zoning Ordinance. The property, identified as Tax Map Parcel 19-205, is zoned General Business and is located on Port Town Lane off of Old Virginia Street outside of Urbanna. This application proposes the next phase in Bay Aging's offering of supportive housing for the elderly. The proposal is for 12-15 dwelling units with a later phase for an additional 12 to 15 units. The initial phase of the development was approved in 2002; phase 2 would be built behind the existing units. A conceptual site plan has been submitted which shows that the proposed development meets or exceeds the special exception requirements. Major site plan approval is still required for the development, which will address site-specific issues. The Planning Commission unanimously recommended approval of the application.

Mr. Crump opened the hearing for comments from the public. There being no comments, the public portion of the hearing was closed. Mr. Miller commented on the great working relationship with Bay Aging Apartments, such as correction of a lighting issue with the first phase. Other members commented on the need for this type of housing. The motion to approve the application was made by Mr. Williams, seconded by Mr. Miller and carried unanimously.

**SPECIAL EXCEPTION 2008-002, CLIFTON BRIAN THACKER**

Discussion continued on this application from the August 29, 2008 meeting, when action was tabled. The Planning Commission had recommended approval of the

application with conditions. Mr. Walker commented that Mr. Thacker has had soils work performed by Microbac Lab, with the results reviewed by Joyce Engineering, the County's landfill consultants, that have established a good, clean base line. There was some discussion on proposed conditions and whether a time limit should be added for the approval. Mr. Soberick noted that in special exceptions for horses, the Board grants a 3-year approval and then removes the time limit if inspections verify compliance. This may be a suitable limit to place on Mr. Thacker; a one year approval may not give Mr. Thacker enough time to complete or make the investment in requirements, such as a commercial entrance or screening. Mr. Thacker indicated that he would be willing to go with a time limit and conditions, but asked that he be allowed to perform minor repairs and oil changes at the site. He would also like to rearrange areas of use in the future. Mr. Walker noted that a minor site plan would be required and would cover screening, the berm, landscaping, and the future uses.

The motion to approve the application for a 2-year time period, subject to the conditions previously discussed and established by Mr. Walker and reviewed by Mr. Soberick was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. The following conditions apply to this application:

1. Nine (9) trucks on site – maximum
2. A maximum of twenty-five containers be stored on site.
3. No storage of trash or solid waste on site.
4. A minor site plan be developed to identify areas to be used for the refuse collection business and repair garage building and address any VDOT requirements.
5. Only minor repairs shall be conducted on site to vehicles owned by the applicant.
6. All containers stored on the site shall have drain plugs in place (sealed) and be tarped or otherwise covered to prevent water from entering or leaving the containers.
7. All containers be cleaned only at approved facilities provided at landfills and never onsite.
8. Area where containers are to be stored shall be bermed so as to not allow potential leachate to leave the site. Berm to be shown on site plan.
9. Site to be kept clean and free of trash.
10. Special exception to operate the service business (refuse collection) shall be approved for a period of 2 years, with the ability to renew, should inspections of the site prove compliance with the established conditions.

## **APPOINTMENTS**

The motion to reappoint William Bagby, Jr. and R. D. Johnson to terms on the Dragon Run Steering Committee was made by Mr. Miller, seconded by Mr. Williams and carried unanimously. Their terms would expire December 31, 2010.

The motion to approve the reappointment of Mr. Robert Leboeuf to the Industrial Development Authority was made by Mr. Williams, seconded by Mr. Crittenden and carried unanimously. The term for Mr. Leboeuf will expire January 31, 2013.

## **PAYROLL**

The motion to approve payroll for the month of January was made by Mr. Jessie, seconded by Mr. Williams and carried unanimously. Checks numbered 63783 through 63835 totaling \$323,065.57 were disbursed as approved.

## **DISBURSEMENTS**

The motion to approve the disbursements was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Checks numbered 63855 through 63921 totaling \$368,726.90 were disbursed as approved.

## **NEW BUSINESS**

Patricia Reuben of the Rappahannock Community Boosters Club presented a need of the Boosters for a vehicle to be used to pick up donated food that is distributed to the needy. The vehicle currently being used will not be available after one of the workers "retires". The Food Bank currently serves 600-700 people a month. Mrs. Reuben requested assistance from the County with loan of a vehicle until one could be purchased or they offered to purchase one from the County. It was explained that the County did not have any surplus vehicles available and could not sell surplus vehicles directly to the group without going through a competitive bid process. Assistant Administrator, Marcia Jones, offered to contact the regional jail to see if they had any surplus vans that the County could use.

## **ADJOURN**

There being no further business, the motion to adjourn the meeting until February 3, 2009 was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

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Robert A. Crump, Chairman  
Board of Supervisors