

AT A MEETING OF THE MIDDLESEX COUNTY BOARD OF SUPERVISORS  
HELD ON TUESDAY, JULY 21, 2009, IN THE BOARD ROOM OF THE  
HISTORIC COURTHOUSE, SALUDA, VIRGINIA:

Present: Kenneth W. Williams, 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

Absent: Fred S. Crittenden, Pinetop District

**CALL TO ORDER**

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

**PUBLIC HEARING – ORDINANCE AMENDMENT 2009-003**

Matt Walker, Planning Director, presented this application for amendment of Article 3-7 of the Middlesex County Subdivision Ordinance to include language addressing irregularities caused by parcels separated by public right of ways. This application was pursued at the direction of the Board of Supervisors at their April 7, 2009 meeting along with the need for flexibility with respect to creating new parcels without siting drainfield locations under the family exemption process. A portion of the amendment was approved by the Board at their June 16<sup>th</sup> meeting. The Planning Commission recommended the addition of the following language under Article 3-7 Irregularities of the Middlesex County Subdivision Ordinance:

- A. The owner of an existing parcel divided by a state maintained right-of-way may, at his or her discretion, designate the separated portion of that parcel as a separate and distinct parcel through either the minor subdivision or family exemption subdivision platting process.
- B. In the event that the separated parcel does not meet the current dimensional requirements for the zoning district in which it is located, the separated parcel shall be eligible for a special exception allowing the creation and platting of the new and non-conforming parcel.
- C. Such parcels must still meet Virginia Department of Health requirements for individual, on-site water and septic systems, and shall have adequate buildable area available for the proposed use without need for variance from zoning setbacks or any other requirements of this ordinance.

Mr. Crump opened the hearing for comments from the public. Carlton Revere asked if on-site water and sewer was still a requirement for the remnant parcel. Mr. Walker replied that it would be a requirement for residential development. There being no further questions, the hearing was closed for public comment.

The motion to approve the amendment as proposed by the Planning Commission was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

### **AIRPORT GRANT**

The motion to accept a grant in the amount of \$3,740.00 from the Department of Aviation to be used to refund expenditures associated with the 2009 Wings and Wheels event was made by Mr. Williams, seconded by Mr. Miller and carried unanimously.

### **PUBLIC COMMENT**

Lewis Briggs and Purnell Wood were present to thank VDOT for work that had been done along Route 619, however, they both stated that there was more work needed. Mr. Briggs stated that even with ditch cleaning the road flooded during a recent storm and parking in and along the road for visitors to the petting farm continues to be a problem. Mr. Wood commented that even though there are 49 entrances on the road, other, less used roads, seem to have gotten more attention with regard to preventative maintenance and upgrades

Mr. Wood questioned the use of stimulus funds for road projects. Mr. Culley explained that the County had applied for stimulus funds to be used toward the Route 629 project, the wastewater treatment project and dredging Broad Creek. Marcie Parker, VDOT Saluda Residency Administrator, commented that preliminary results of the safety study have recommended that Route 619 be posted at 40 mph and curve warning signs installed. Mr. Wood wanted to discuss further the funding for other projects and how more improvements could be made to Route 619. Mr. Crump suggested that Mr. Wood contact Mrs. Parker for an explanation.

### **CENSUS 2010**

Mr. Culley has met with representatives of the U.S. Census who are trying to come up with ways to improve responses to the 2010 census. It was suggested that a group of community representatives be formed to help spread the message and the need for people to submit responses. Board members were asked to come up with names of possible candidates for consideration at the day meeting.

### **SOCIAL SERVICES BOARD**

Board members continued discussion on the possibility of changing the social services board from an administrative board to an advisory board. Mr. Miller noted that he had talked with William Whitley, Assistant Count Administrator in New Kent, who said that things were running smoother since the social services board there became advisory only. Mr. Crump noted that there were not many counties that use the

advisory board. Mr. Jessie felt that now was the time to move in this direction, with the new director starting at the end of the month. The motion to change the set-up to an advisory board was made by Mr. Jessie, seconded by Mr. Miller and carried by a vote of 3-0, with Mr. Williams abstaining. The motion to appoint Mr. Culley as the local official to be the "Social Services Board" was made by Mr. Miller, seconded by Mr. Jessie and carried by a vote of 3-0, with Mr. Williams abstaining.

### **AUDIT REQUIREMENTS**

Mr. Crump noted that this was not an advertised public hearing, however, the Board would hear comments from representatives of agencies that had been asked to provide audits after action by the Board on July 7. Bill Thrift, speaking for Middlesex Vol. Fire Department, commented that their department contracts with a CPA to file their taxes and believed that the information the Board was looking for could be found within the forms submitted. Wayne Evans, reporting for Middlesex Vol. Rescue Squad, noted that half of the department's income comes from County contributions. He has been quoted costs of up to \$10,000 to perform a full audit. Jim Tinney, reporting for Central Middlesex Vol. Rescue, commented that his department is in the process of having an audit performed and will gladly provide a copy to the county, however, providing the same in future years would be a difficult expense to absorb. Carlton Revere, Treasurer for Hartfield Vol. Fire Department, suggested that the Board could look into getting the same information with something that is less cumbersome and expensive.

Mr. Miller stated that the Tax Form 990 required by all non-profit organizations would have the information that the Board of Supervisors requires. Mr. Williams commented that the County did not need to make things any more difficult than necessary for volunteer agencies, however, the County had an obligation to spend money wisely and a lot of money is budgeted to non-profit organizations. The motion to allow agencies to either submit a full audit or their most recent IRS form 990 on an annual basis was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously.

### **PAYROLL**

The motion to approve payroll for the month of July was made by Mr. Miller, seconded by Mr. Jessie and carried unanimously. Checks numbered 65253 through 65331 totaling \$323,223.35 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 65332 through 65399 totaling \$111,838.12 were disbursed as approved.

## **NEW BUSINESS**

Mr. Crump informed the Board that he would be adding a public comment time to the agenda, with a time limit of three minutes per person.

## **PLANNING ISSUES**

### ***Comprehensive Plan***

Board members were given copies of the latest version of the Comprehensive Plan, Draft 7. Mr. Walker suggested having a work session at the Board's day meeting with a public hearing scheduled for August 18<sup>th</sup>.

### ***Septic Pump-Out Letters***

Septic pump-out letters, for the Saluda District, required by the State's Chesapeake Bay Local Assistance Department (CBLAD) have been mailed. Telephone numbers for County offices have been included for staff to handle questions; the CBLAD number has also been included for comments and questions.

## **ADJOURNED**

There being no further business, the meeting was adjourned by motion of Mr. Miller, seconded by Mr. Jessie until the regular meeting scheduled for August 4, 2009.

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Robert A. Crump, Chairman  
Board of Supervisors