

Regular Meeting, Wednesday, October 23, 2019, 7:00 p.m. Government Center, Verona, VA.

PRESENT: Gerald W. Garber, Chairman
Carolyn S. Bragg-Vice Chairman
G.L. "Butch" Wells
Michael L. Shull
Wendell L. Coleman
Pam L. Carter
Marshall W. Pattie
Timothy K. Fitzgerald, County Administrator
Jennifer M. Whetzel, Deputy County Administrator
John Wilkinson, Director of Community Development
James R. Benkahla, County Attorney
Angela Michael, Executive Assistant

VIRGINIA: At a regular meeting of the Augusta County Board of Supervisors held on Wednesday, October 23, 2019, at 7:00 p.m., at the Government Center, Verona, Virginia, and in the 244th year of the Commonwealth....

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Chairman Garber welcomed the citizens present.

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The following student from Beverley Manor Middle School led the Board of Supervisors in the Pledge of Allegiance:

Keagan Wolver is a member of the Student Council Association. He helps with the school store that sells school supplies.

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Wendell Coleman, Supervisor for the Wayne District, delivered the invocation.

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COMPREHENSIVE PLAN FUTURE LAND USE MAP-GAP VALLEY FARM LLC

This being the day and time advertised to consider a request to amend the Augusta County Comprehensive Plan Future Lan use Map from low Density Residential (1/2 to 1 unit per acre) to Urban Open Space for approximately 160 acres (portion of TMP 043-26 approximately 470 total acres) owned by Gap Valley Farm LLC located at 1957 Buffalo Gap Highway (Rt. 42) on either side of Buffalo Gap Highway north of the intersection of Buffalo Gap Highway and Parkersburg Turnpike (Rt. 254) in Swoope in the Pastures District. The proposed general use of the property is agriculture and open space through placement of a conservation easement. The Planning Commission recommends approval.

Leslie Tate, Senior Planner, showed a map of the property on the screen. The request is to remove this property from being slated for residential development and have it designated as open space in the future land use map. This would allow the placement of a conservation easement to be in accord with County planning documents.

October 23, 2019, at 7:00 p.m.

ORDINANCE AMENDMENT-NOISE CONTROL (CONT'D)

the issue, but the total banning and removal of the most economical non-lethal and safest tool to use is a major issue. If that is done, there are no options other than poison. This is a farming County and they need to be supported.

John Sills, 524 Waldrop Road, Swoope, is in support of the ordinance amendment. This noise is a big issue during the summer months. His home is approximately one mile of the vineyard so they are not affected by the noise as much as some people are.

James Simmons, 117 Robinhood Road, Staunton is in opposition of the ordinance amendment. He represents the vineyard in Swoope. The owners have heard the concerns of the community and have tried to make adjustments to accommodate the complaints. There are other options available, but they are not as effective and more expensive.

John Mark Burnette, 1032 Leaport Road, Verona, is in opposition of the ordinance amendment. He works at the vineyard in Swoope and has heard no complaints on the issue.

Leah Rhodes, 775 N. Mountain Road, Swoope, stated that she lives on the property next to the vineyard. The cannons are disruptive. She understands the need to protect the farm, but it is difficult to live under the conditions. She has contacted the owner and voiced her concern.

Dwight Wood, 709 N. Mountain Road, Swoope, joins the property of the vineyard. He is representing 40 residents that have been effected by the use of the cannons and the problems they have created. Mr. Wood has had to change his way of life and he feels he shouldn't have to change what he has been doing for years because of this. It is the duty of the Board of Supervisors to protect the citizens that are affected by this.

Bobby Whitescarver, 120 Trimble Mill Road, is in favor of the ordinance amendment. The owners of the vineyard should have discussed using the cannons with the neighbors. He lives two miles from the vineyard and the noise is very disruptive. Mr. Whitescarver objects to the cannons.

Richard Huttinger, 1106 North Mountain Road, Swoope and is in favor of the ordinance amendment. He lives across from the vineyard and the noise is disruptive. He will be forced to sell and leave if this continues.

Brandon Adams of Crimora stated that the Board's decision will affect all farms that may want to use cannons.

Keith McGinnis from Charlottesville asked the Board if everyone had heard the cannons for themselves.

Luke Trainum stated that this is an isolated concern for the Swoope area and should not affect the whole County.

There being no other speakers, the Chairman declared the public hearing closed.

Ms. Bragg stated that the Board has heard a number of comments from both sides.

Ms. Bragg moved, seconded by Mr. Shull, that the Board table the request and take it back to the Ordinance Committee for further review.

October 23, 2019, at 7:00 p.m.

ORDINANCE AMENDMENT-NOISE CONTROL (CONT'D)

Vote was as follows: Yeas: Garber, Bragg, Coleman, Wells, Shull,
and Pattie
Nays: Carter

Motion carried.

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**** THE BOARD TOOK A 10 MINUTE BREAK ****

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MATTERS TO BE PRESENTED BY THE PUBLIC

Steve Morris of Churchville is the North River District candidate for the Board of Supervisors. He has concerns with spending \$70 million on the Courthouse when the County has so many other important issues. Mr. Morris took a tour of the jail and realized the jail was extremely overcrowded.

Tracy Pyles of Churchville is running for Clerk of Court. He stated this Board has become dismissive of the public. The people have a right to know what is going on and to be heard. Tax increases effect everyone. He has concerns with renovating the Courthouse and Beverley Manor Elementary School.

Max Quillen from Waynesboro Nursery is concerned about the Stuarts Draft Small Area Plan. At no time did anyone from the County contact landowners that would be impacted by the plan. The landowners do not wish to sell and object to the County plan. The Board should not vote to approve the plan until the landowners have been contacted.

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RESOLUTION-2020 CENSUS

The Board considered a resolution authorizing the creation of a Regional Joint Complete-Count Committee.

Timothy Fitzgerald, County Administrator, stated that this is in regards to an agreement made to create a joint Complete Count Committee with the City of Staunton and the City of Waynesboro. It was recommended that each jurisdiction pass a similar resolution stating the agreement in creating the Complete Count Committee and work through the PDC with the City of Waynesboro and Staunton.

Ms. Bragg moved, seconded by Mr. Shull, that the Board accept the following resolution:

October 23, 2019, at 7:00 p.m.

RESOLUTION-2020 CENSUS (CON'TD)

**RESOLUTION
OF THE BOARD OF SUPERVISORS OF AUGUSTA COUNTY VIRGINIA
SUPPORTING THE 2020 CENSUS
AND
AUTHORIZING THE CREATION OF A
REGIONAL JOINT COMPLETE-COUNT COMMITTEE
WITH
THE COUNCIL OF THE CITY OF WAYNESBORO, VIRGINIA AND
THE COUNCIL OF THE CITY OF STAUNTON, VIRGINIA**

Recitals

- A. The United States Census Bureau is required by the U.S. Constitution to conduct a count of the population and the census provides a historic opportunity to help shape the foundation of our society and play an active role in American democracy;
- B. The Board of Supervisors of the County of Augusta, Virginia, Council of the City of Waynesboro, Virginia, and Council of the City of Staunton, Virginia are committed to ensuring that every resident is counted;
- C. Federal and state funding is allocated to communities, and decisions are made on matters of local importance based, in part, on census data;
- D. Information from the 2020 Census is vital for economic development planning and increased employment;
- E. A united voice from business, government, community-based and faith-based organizations, educators, media and others will enable the 2020 Census message to reach more of our citizens;
- F. These recitals are an integral part of this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF AUGUSTA, VIRGINIA, that;

- 1. Augusta County supports the goals of the 2020 Census and will disseminate 2020 Census information;
- 2. Augusta County will encourage all of its residents to participate in events and initiatives that will raise the overall awareness of the 2020 Census and increase participation;
- 3. A regional 2020 Census Complete Count Committee (Committee), to be staffed by the Central Shenandoah Planning District Commission, is hereby established for the purpose of mobilizing and leveraging personnel and resources, both internal and external, to local government administration, to assure an accurate census count resulting in an equitable share of financial assistance and representation for the citizens of the County of Augusta, the City of Waynesboro, and the City of Staunton;
- 4. The Administrator of the County of Augusta, City Manager of the City of Waynesboro, and City Manager of the City of Staunton will appoint members of the Committee to represent elected officials, faith-based organizations, neighborhoods and civic leagues, business enterprises, non-profit organizations and employees from relevant local government departments;
- 5. This resolution shall be effective immediately upon the last of the member localities to adopt substantially this form of resolution through the end of the 2020 Census period.

Vote was as follows: Yeas: Garber, Bragg, Coleman, Wells, Shull, Carter and Pattie
Nays: None

Motion carried.

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October 23, 2019, at 7:00 p.m.

CLOSED SESSION (CONT'D)

- 2. Only such public business matters identified in the motion to convene the executive session.

The Chairman asked if there is any Board member who cannot so certify.

Hearing none, the Chairman called upon the County Administrator/ Clerk of the Board to call the roll noting members of the Board who approve the certification shall answer AYE and those who cannot shall answer NAY.

Roll Call Vote was as follows:

Yeas: Garber, Bragg, Wells, Shull, Coleman, Pattie,
and Carter
Nays: None

Motion carried.

The Chairman authorized the County Administrator/Clerk of the Board to record this certification in the minutes.

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ADJOURNMENT

There being no other business to come before the Board, Dr. Pattie moved, seconded by Mr. Coleman, the Board adjourn subject to call of the Chairman.

Vote was as follows: Yeas: Garber, Bragg, Shull, Wells, Coleman, Pattie
and Carter
Nays: None

Motion carried.

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Chairman

County Administrator