

## A G E N D A

### Staff Briefing of the Augusta County Board of Supervisors Monday, November 23, 2020, 1:30 PM

#### **CALENDAR**

Updated calendar

[Calendar 11-19-2020.pdf](#)

#### 1. **VDOT ROADS**

a. Report by VDOT.

[VDOT.pdf](#)

b. Street Addition-Bridgeport Phase 2 Sections 1A and 1B.

[STREET ADDITION-BRIDGEPORT.pdf](#)

#### 2. **ECONOMIC DEVELOPMENT**

a. Report by Staff.

[ECON DEV.pdf](#)

b. Stable Craft Brewing AFID Performance Agreement Extension

[STABLE CRAFT BREWING.pdf](#)

c. Hershey Chocolate of Virginia Commonwealth's Development Opportunity Fund Performance Agreement.

[HERSHEY CHOC PERF AGREE.pdf](#)

#### 3. **FIRE AND RESCUE**

a. Report by Staff.

[3-FIRE-RESCUE.pdf](#)

#### 4. **QUARTERLY FINANCIAL REPORT**

a. Report by Staff.

[Quarterly report 9-2020.pdf](#)

#### 5. **DOOMS WATER SYSTEM IMPROVEMENTS**

a. Discuss the Doods water system project improvements.

[DOOMS WATER SYSTEM IMPROVEMENTS.pdf](#)

#### 6. **LEGISLATIVE PACKAGE**

a. Discuss draft of Legislative Package.

[Leg. Package Augusta 2021 - BOS draft.pdf](#)

[Leg. Package VACO2021LegislativeProgram.pdf](#)

[Leg. Package Immunity Resolution for Augusta County BOS.pdf](#)

#### 7. **COUNTY ORDINANCE**

a. Discuss an ordinance to provide a lump sum bonus to all full time employees, part time employees included in the County's pay and classification plan, and constitutional officers and their employees.

[EMPLOYEE BONUS ORDINANCE 2020.pdf](#)

#### 8. **PLANNING COMMISSION/PUBLIC HEARINGS**

a. Ordinance Amendment-Chapter 19-Service Charges and Permit Fees

[CH 19 SERVICE CHARGES AND PERMIT FEES.pdf](#)

- b. Ordinance amendment-Chapter 25-Zoning-Solar Energy Systems. The Planning Commission recommends approval of the amendments, except for the amendment to reduce the community meeting notification from a 1 mile perimeter to a 1/2 mile perimeter.

[8b-CH 25 SOLAR.pdf](#)

- c. Master Plan and zoning document amendment for Spring Lakes at the Woodlands.

[SPRING LAKES AT THE WOODLANDS.pdf](#)

9. **WAIVERS**

10. **MATTERS TO BE PRESENTED BY THE BOARD**

11. **MATTERS TO BE PRESENTED BY STAFF**

12. **CLOSED SESSION**

- a. Closed Session

[CLOSED SESSION.pdf](#)

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| <b>DATE</b> | <b>TIME</b>                           | <b>NOTICE OF PUBLIC MEETINGS<br/>EVENT/PLACE **</b>  | <b>PERSONS ATTENDING</b>                       |
|-------------|---------------------------------------|--|--|
| Nov 19      | 1:30 p.m.<br>4:00 p.m.                | AUGUSTA COUNTY SERVICE AUTHORITY<br>LIBRARY BOARD  | Shull<br>Morelli                               |
| Nov 23      | 9:30 a.m.<br>10:30 a.m.<br>1:30 p.m.  | BOARD-ECONOMIC DEVELOPMENT COMMITTEE<br>PUBLIC SAFETY COMMITTEE<br>BOARD OF SUPERVISORS STAFF BRIEFING                                     | Garber & Wells<br>Wells & Shull<br>All Members |
| Nov 24      | 8:30 a.m.<br>7:00 p.m.<br>7:00 p.m.   | DEPT OF SOCIAL SERVICES<br>BOARD OF SUPERVISORS<br>AC EMERGENCY SERVICES OFFICERS ASSOC.   | All Members<br>Shull & Wells                   |
| Dec 1       | 2:00 p.m.                             | JAIL AUTHORITY   |  |
| Dec 2       | 10:00 a.m.                            | METROPOLITAN PLANNING ORGANIZATION   |  |
| Dec 3       | 9:30 a.m.<br>1:30 p.m.<br>7:00 p.m.   | BOARD OF ZONING APPEALS STAFF BRIEFING<br>BOARD OF ZONING APPEALS<br>BROADBAND COMMITTEE   | Carter & Morelli                               |
| Dec 7       | 1:30 p.m.                             | COMMUNITY POLICY MANAGEMENT TEAM   |  |
| Dec 8       | 7:00 p.m.                             | PLANNING COMMISSION  |  |
| Dec 9       | 3:00 p.m.<br>7:00 p.m.                | ORDINANCE COMMITTEE<br>BOARD OF SUPERVISORS  | Carter & Shull<br>All Members                  |
| Dec 15      | 10:00 a.m.<br>10:00 a.m.<br>5:30 p.m. | HEADWATERS SOIL & WATER CONSERVATION DIST.<br>VALLEY PROGRAM FOR AGING SERVICES<br>COMMUNITY ACTION PROGRAM-STAUNTON-AUGUSTA<br>WAYNESBORO | Carter & Seaton                                |
| Dec 16      | 7:00 p.m.                             | PARKS & RECREATION COMMISSION  | Morelli  |
| Dec 17      | 1:30 p.m.                             | AUGUSTA COUNTY SERVICE AUTHORITY   | Shull  |
| Dec 22      | 8:30 a.m.                             | DEPARTMENT OF SOCIAL SERVICES  |  |
| Jan 6, 2021 | 5:00 p.m.                             | BOARD OF SUPERVISORS ORGANIZATIONAL MEETING  | All Members                                    |

DATE: Nov 19, 2020  
H:calendar

**\*\*All meetings are at the Government Center unless otherwise noted**

DUE TO SERVER ISSUES, THE VDOT REPORT  
WILL BE AVAILABLE AT THE STAFF BRIEFING.



**COUNTY OF AUGUSTA**  
 COMMONWEALTH OF VIRGINIA  
 DEPARTMENT OF COMMUNITY DEVELOPMENT  
 P.O. BOX 590  
 COUNTY GOVERNMENT CENTER  
 VERONA, VA 24482-0590



**MEMORANDUM**

**TO:** Timothy K. Fitzgerald, County Administrator

**FROM:** Michele Astarb, Subdivision Administrator *Michele*

**DATE:** November 9, 2020

**RE:** Bridgeport Phase 2 Sections 1A and 1B

**COPY:** John Wilkinson, Director of Community Development  
 Doug Wolfe, County Engineer

Per the attached letter from VDOT, the Board of Supervisors may proceed with a resolution in order for the streets to be accepted into the State's Secondary Road System. We would appreciate your time in scheduling this request for the next Board of Supervisors meeting.

If additional information is needed, please advise.

/mla

**Surety Addendum**

**Surety and Fees Data for the Street Inventory Listed Below**

|  |                  |                                |                   |
|--|------------------|--------------------------------|-------------------|
| Recommended<br>Surety<br>Expiration Date | Surety<br>Amount | Inspection Maint<br>Fee Amount | Acr Fee<br>Amount |
|--|------------------|--------------------------------|-------------------|

\$

The dollar amounts shown in the table titled "Fees and Surety for the Street Additions Listed Below" were calculated in accordance with §24 VAC 30-91-140 of VDOT's Subdivision Street Requirements (SSRs). The amounts are based on the following described inspection approach and the listed inventory of streets proposed for acceptance in the captioned subdivision. The fee amounts reported here govern over those in Appendix 1 of the Subdivision Street Requirements, which is illustrative and presumes standard VDOT inspection. The Surety Expiration date, if shown, is (a) the earliest surety expiration date acceptable to VDOT, (b) based on the date of the Local Government's resolution requesting VDOT to accept the streets, and (c) may include a processing period for VDOT's final acceptance.

Surety and the Administrative Cost Recovery Fee is based on the following:  
Standard VDOT inspection procedures were used. Costs associated with intermittent VDOT inspections are recovered under the standard fee structure for the Administrative Cost Recovery Fee.

**Inventory of Streets Proposed for VDOT Acceptance**

| Route Number | Street Name       | From Termini                                       | To Termini  | Length | Number of Lanes | Lane Miles |
|--------------|-------------------|--|---|--------|-----------------|------------|
| 1018         | Lindburgh Drive   | 0.06 mi. West of CL of Rte. 1039 (Oakbridge Drive) | CL of Rte. 1039 (Oakbridge Drive)                 | 0.06   | 2               | 0.12       |
| 1018         | Lindburgh Drive   | CL of Rte. 1039 (Oakbridge Drive)                  | 0.03 mi. West of Rte. 1033 (Yeager Place)         | 0.05   | 2               | 0.1        |
| 1034         | Langley Drive     | 0.08 mi. West of CL of Rte. 1039 (Oakbridge Dr)    | CL of Rte. 1039 (Oakbridge Dr)                    | 0.08   | 2               | 0.16       |
| 1034         | Langley Drive     | CL of Rte. 1039 (Oakbridge Dr)                     | 0.19 mi. West of CL of Rte. 1016 (Boyington Blvd) | 0.03   | 2               | 0.06       |
| 1039         | Oakbridge Dr      | 0.03 mi. South of CL of Rte. 1034 (Langley Dr)     | CL of Rte. 1034 (Langley Dr)                      | 0.03   | 2               | 0.06       |
| 1039         | Oakbridge Dr      | CL of Rte. 1034 (Langley Dr)                       | CL of Rte. 1042 (Sarah Jayne Ct)                  | 0.06   | 2               | 0.12       |
| 1039         | Oakbridge Dr      | CL of Rte. 1042 (Sarah Jayne Ct)                   | CL of Rte. 1018 (Lindburgh Dr)                    | 0.06   | 2               | 0.12       |
| 1042         | Sarah Jayne Court | 0.07 mi. West of CL of Rte. 1039 (Oakbridge Dr)    | CL of Rte. 1039 (Oakbridge Dr)                    | 0.07   | 2               | 0.14       |

**Certification of Institution Issuing Surety**

This 'Surety Addendum' is hereby incorporated as part of our Surety Instrument \_\_\_\_\_, Issued

\_\_\_\_\_

\_\_\_\_\_  
Name of Institution issuing surety

\_\_\_\_\_  
Signature of Authorized Institution Officer and Date

## **§33.2-705 – Land Development Additions to Secondary Route**

### **RESOLUTION**

**WHEREAS**, the Bridgeport Phase 2 Section 1A & 1B has been completed, and

**WHEREAS**, the streets of Bridgeport meet the public service criteria of the Subdivision Street Requirements; and

**WHEREAS**, the development sketch and VDOT Form AM 4.3, attached and incorporated herein as part of this resolution, define additions required in the Secondary System of State Highways as a result of construction; and

**WHEREAS**, certain segments identified on the incorporated Form AM 4.3 are ready to be accepted into the Secondary System of State Highways.

**NOW THEREFORE, BE IT RESOLVED**, this Board requests the Virginia Department of Transportation to add the segments identified on the incorporated Form AM 4.3 to the Secondary System of State Highways, pursuant to §33.2-705 of the *Code of Virginia*, for which segments this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills, and drainage, and

**BE IT FINALLY RESOLVED**, a certified copy of this resolution be forwarded to the Virginia Department of Transportation.





# Economic Development

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Monthly Board of Supervisors Report  
October 2020 activities

**Unemployment Rate**

**Business Licenses Issued**

**Scorecards**

**Economic Development Authority**

**Partner Agency Interaction**

**Shenandoah Valley Partnership**

**Non-profit Grant Program**

**Tourism Update**

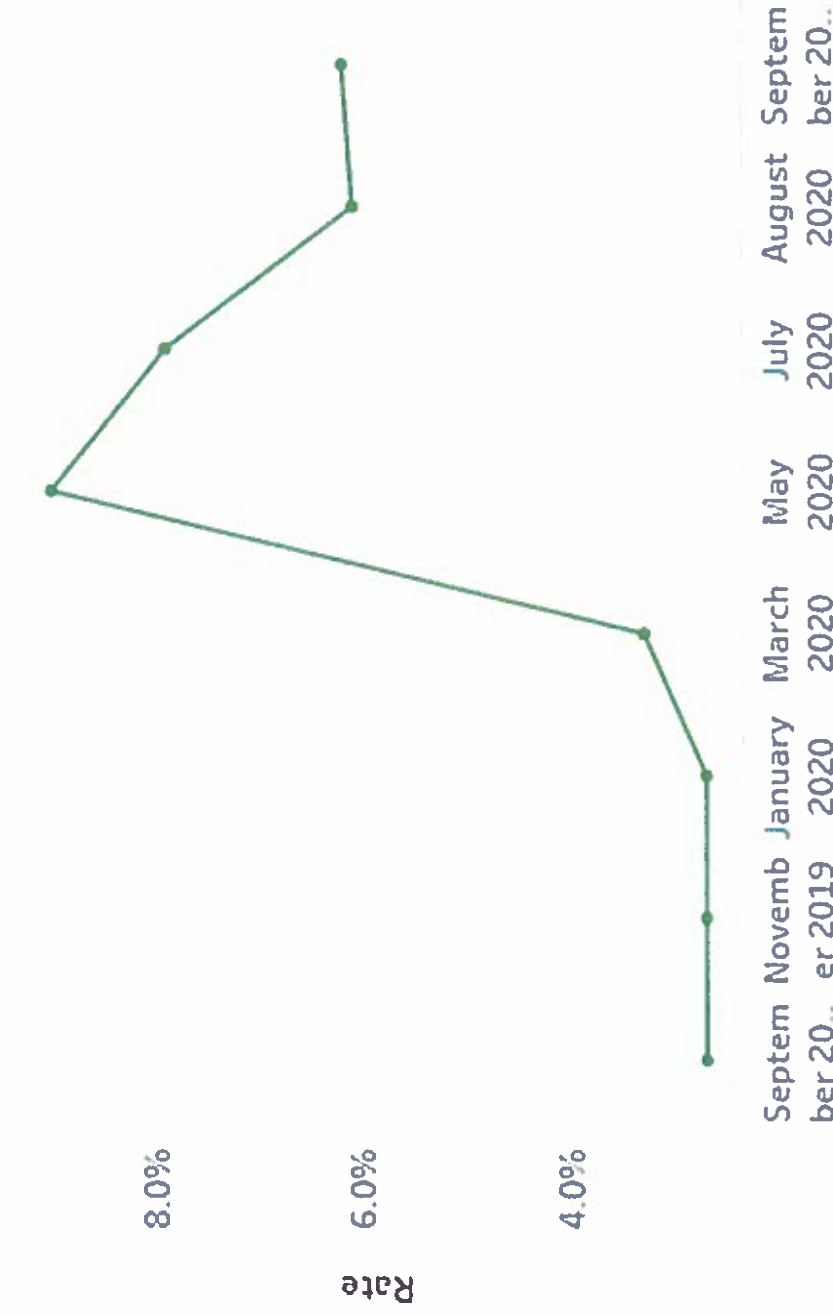
**Special Projects, Marketing Initiatives & Events**

**Recent Media**



# Unemployment Rate

Seasonally Adjusted Unemployment Rate

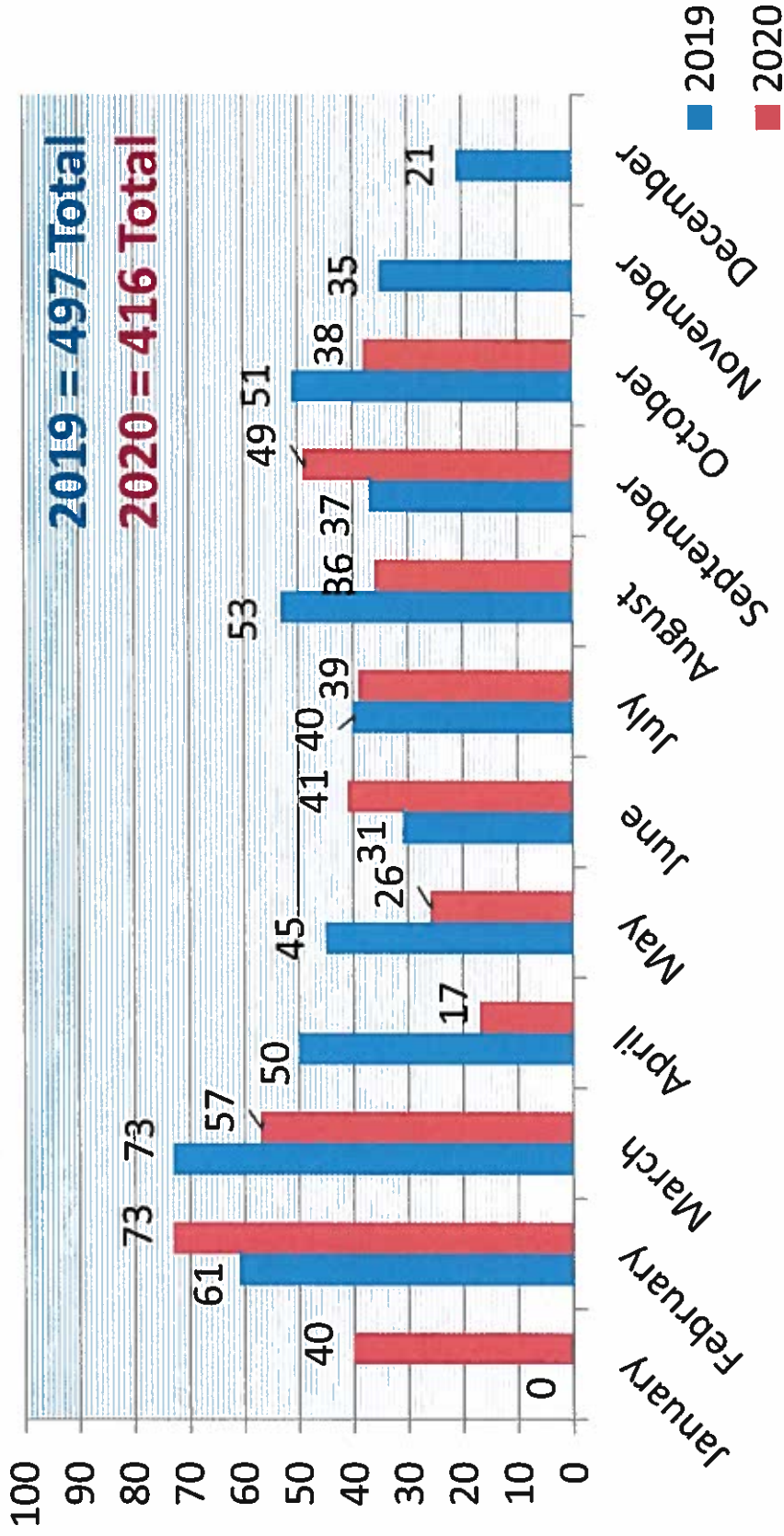


**September**  
**Augusta County 3.9%**  
**(Virginia 6.0%)**

**Labor Force:**  
**37,476**  
**Employed:**  
**36,022**  
**Unemployed:**  
**1,454**



# Business Licenses



# Lead Generation

## Lead Generation 2020

| Travel Outreach       | 2020 YTD | 2019 Total |
|-----------------------|----------|------------|
| Marketing Missions    | 3        | 6          |
| Familiarization Tours | 2        | 1          |
| Virtual Events        | 1        | n/a        |
| VEDP Staff Tours      | 0        | 2          |

| Leads      |    |
|------------|----|
| SVP & VEDP | 19 |
| Direct     | 6  |
| Expansions | 5  |
|            | 1  |

| Prospect Visits  |   |
|------------------|---|
| SVP & VEDP Leads | 4 |
| Direct Leads     | 0 |
| Expansions       | 2 |
|                  | 1 |

| Announcements      |               |
|--------------------|---------------|
| Expansions         | 3             |
| New Companies      | 0             |
| Capital Investment | \$135,000,000 |
| Jobs Created       | 110           |
| Jobs Retained      | 0             |
|                    | \$120,100,000 |

| *Announced Projects (YTD): | Investment     | Jobs |
|----------------------------|----------------|------|
| Hershey Chocolate          | \$ 135,000,000 | 110  |



# Marketing

## Marketing Scorecard

| Google Analytics              | Oct-20 | YTD 2020 |
|-------------------------------|--------|----------|
| <b>AugustaVABusiness.com</b>  |        |          |
| Users                         | 754    | 6,045    |
| Page Views                    | 2,914  | 25,763   |
| <b>VisitAugustaCounty.com</b> |        |          |
| Users                         | 293    | 2,593    |
| Page Views                    | 713    | 5,794    |

| Outreach Audiences |       |
|--------------------|-------|
| <b>Newsletter</b>  |       |
| Audience           | 284   |
| Open Rate          | 38%   |
| <b>Facebook</b>    |       |
| Instagram          | 476   |
|                    | 1,032 |



# Economic Development Authority

Meets January, April, July, October – unless a special meeting is called

Last meeting: November 16, 2020 (Special Meeting)

Next meeting: January 21, 2020 @ 11am



# Partner Agency Interaction

## Career and Technical Education

- Advisory Meeting 10/13
- Meeting with CTE Coordinator 10/14

## Shenandoah Valley Workforce Development Board of Directors Meeting 10/8

### GART

- Regular Meeting 10/13
- Three-phase Campaign Micro-site Meeting 10/7

## On-call Engineering Services Interviews 10/2

## SAW MSA Recovery Task Force Planning Meetings 10/8, 10/22

## Greater Augusta Regional Chamber of Commerce Industrial Roundtable (Daikin) 10/21

## Shenandoah Valley Tourism Partnership

- Monthly Meeting 10/1
- Marketing Committee Meetings 10/6, 10/13, 10/20

### VEDA

- impactED 10/19
- Peer-to-Peer Information Exchange 10/30

## Virginia Agribusiness Council Conference 10/28, 10/29

## Go Virginia Region 8 Economic Development Ad Hoc Committee Meeting 10/23

## Virginia Tourism Corporation Orientation 10/19-10/22

## SBDC Small Business Resiliency Team Navigator Orientation Call 10/19

## Staunton Creative Community Fund S2V Orientation Call 10/27



# Shenandoah Valley Partnership

- Fall Economic Development Forum 10/13
- Board Meeting 10/16
- Marketing & Communications Sub-Committee meeting 10/22
- Upcoming Initiative
  - Winter Economic Development Forum 12/15





# Shenandoah Valley Partnership

- Consultant Connect 11/12-11/13
- Hosted 6 site consultants on Valley Tour



# Grant Programs

- Small Business Grants
  - 23 businesses awarded
  - Total amount: \$210,000
    - Converted two loans awarded in spring to grants
- Non-Profit Grant Program Open Now
  - Launched November 3
  - Deadline to apply is November 30
  - Majority of applications expected in final week



# Tourism Update

- GART Campaign
  - Micro-site wireframe finalized
  - Digital passport process has been started



## Upcoming Special Projects, Marketing Initiatives & Events

- Quality of Life/Tourism Fulfillment piece
- Website Refresh



# Recent Media

- Analysis: Economy declines statewide, but some of our localities grew in 2Q, *Augusta Free Press* (October 28)
- Augusta County to appeal courthouse expansion decision, support employees and nonprofits, *NBC29* (October 28)
- CFCBR providing local nonprofits with sustainability grants, *NBC29* (November 5)
- For the Record, Augusta County Disaster Recovery Grant Fund expansion, *Virginia Business* (October 2020)
- Selected Virginia Wins, The Hershey Company Expansion, *Virginia Economic Review* (Third Quarter 2020 Issue)





**OFFICE OF ECONOMIC DEVELOPMENT**  
 County of Augusta, Virginia  
 18 Government Center Lane, P. O. Box 590  
 Verona, Virginia 24482-0590  
 (540) 245-5619

**REBEKAH S. CASTLE**  
 DIRECTOR OF ECONOMIC DEVELOPMENT

**TO:** The Chair and Members of the Board of Supervisors  
**FROM:** Rebekah S. Castle, Economic Development Director  
**CC:** Tim Fitzgerald, Augusta County Administrator  
**DATE:** November 17, 2020  
**RE:** Stable Craft Brewing AFID Performance Agreement Extension

**Background:**

In 2017, to support Stable Craft's \$500,000 expansion of its brewing facility in Augusta County, the Governor awarded a \$15,000 grant from the Agriculture and Forestry Industries Development (AFID) Fund, and Augusta County provided a \$15,000 match. A performance agreement was executed and Stable Craft committed to a \$500,000 investment, the creation of 10 new jobs and 3 full-time equivalent jobs (FTEs), and growth in the purchase of Virginia-grown agricultural products in the following amount: \$33,860 or 2,423 pounds of net new purchases of Virginia grown ingredients over the performance period. The performance date to accomplish these commitments is November 30, 2020 and annual status reports are required to monitor attainment.

**Performance Targets Attainment:**

Based on the numbers in the Year 2 report, New Jobs are 100% complete, Capital Investment is 92% complete, and Purchases of Virginia Grown Products by value is 60% complete. Per the Performance Agreement, if the company meets at least 50% of all performance targets but less than 90% of any of the targets, the company must repay the remaining portion of the AFID funds allocated to the target(s) not met. The purchases target is lower than expected due to reduced sales as a result of the Covid-19 pandemic.

### **Performance Date Extension Process:**

Stable Craft is making strides towards meeting the purchases target, but there is concern whether the company will meet attainment by the Performance Date of November 30, 2020. To accommodate Stable Craft's ongoing efforts and to avoid repayment of grant funds, the suggested next step is an extension to allow time to reach 100% on the Purchases target to avoid a clawback on the Purchases target. An extension requires the following steps:

- The company (Stable Craft) must submit a written request for the extension to the locality which must include the reason for the extension and how many months the company would need. Per Section 1 of the Performance Agreement (under "Performance Date" definition – page 2), the company can request up to 15 months following the Performance Date. With an extension, the Year 3 annual report will still be due December 31, 2020 to cover the reporting period ending November 30, 2020 and an additional report will be due 30 days after the extension period. **See attached letter from Stable Craft which requests a 15-month extension.**
- If the Performance Date is extended, the locality, in consultation with the Economic Development Authority, must send a letter in writing granting the extension to the company which must include the date to which the Performance Date has been extended. If a 15-month extension is approved, the new Performance Date would be February 28, 2022.
- Copies of the company's extension request letter and the locality's approval letter must be forwarded to the Virginia Department of Agriculture and Consumer Services (VDACS) prior to November 30, 2020 so that VDACS can confirm that the process is completed before the existing Performance Date of November 30, 2020.

### **Consideration:**

With concurrence of the Economic Development Authority, authorize the 15-month extension of Stable Craft's AFID Performance Date to February 28, 2022 and authorize the County Administrator and the Economic Development Director to execute and deliver the extension notification letter to Stable Craft and VDACS.



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November 10, 2020

Augusta County Economic Development  
PO Box 590  
18 Government Center Lane  
Verona VA 24482

**Re: Governor's Agriculture and Forestry Industries Development Fund – Facilities Grant**

To Whom This May Concern:

This letter is to request an extension of fifteen months following our Performance Date of November 30, 2020 to allow additional time to meet our Purchases of Virginia Grown Products target of \$33,860.

At this time, we have met our Performance targets in the categories of jobs and capital investment. There is a delay in the purchases of Virginia grown products due to reduced sales as a result of the Covid-19 pandemic. Reduced sales results in a reduction of manufacturing and therefore reduced purchases.

We fully expect to meet this target within the fifteen-month extension period.

Your consideration of this request is greatly appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Nargi", is written over a light blue horizontal line.

Craig Nargi, Owner





**OFFICE OF ECONOMIC DEVELOPMENT**  
 County of Augusta, Virginia  
 18 Government Center Lane, P. O. Box 590  
 Verona, Virginia 24482-0590  
 (540) 245-5619

**REBEKAH S. CASTLE**  
 DIRECTOR OF ECONOMIC DEVELOPMENT

**TO:** The Chairman and Members of the Board of Supervisors

**FROM:** Rebekah S. Castle, Economic Development Director

**COPY:** Tim Fitzgerald, County Administrator

**DATE:** November 17, 2020

**RE:** Hershey Chocolate of Virginia Commonwealth's Development Opportunity Fund Performance Agreement

As announced on June 30, 2020, Hershey Chocolate of Virginia committed to expand its operation in Augusta County. With this expansion, Hershey Chocolate will construct a 90,000 square foot expansion.

The expansion will include a \$135,000,000 investment in capital expenditures and 110 new jobs.

As part of the incentive package that secured this expansion, a \$1,100,000 grant from the Commonwealth's Development Opportunity Fund (COF) was given to Hershey as well as a \$500,000 grant from the Virginia Investment Performance (VIP) program. The Board of Supervisors came to a consensus to match the COF grant at \$1,100,000. The VIP program grant is solely between VEDP and the company and is addressed in a separate performance agreement. The County's match would be provided as a return on the company's machinery and tools tax.

Staff has prepared the following attached document for your review and consideration which will facilitate the incentive package:

1. Performance agreement among the County, the Economic Development Authority, Virginia Economic Development Partnership and Hershey Chocolate.

According to the Code of Virginia §15.2-4905, paragraphs 12 and 13, the state grant can go directly from the Commonwealth of Virginia to the Economic Development Authority of Augusta County. The attached performance agreement has been structured to facilitate this arrangement and is a four-party agreement among the County, the EDA, The Hershey Company and the Virginia Economic Development Partnership. The Economic Development Authority considered this document at its meeting on July 16, 2020.

If the Board is inclined to proceed with consideration of this performance agreement at the regular meeting on November 24, 2020, a suggested motion is provided below:

*I move to authorize the Chair of the Augusta County Board of Supervisors to execute and deliver a Performance Agreement among the County of Augusta, Hershey Company, Virginia Economic Development Partnership, and the Economic Development Authority of the County of Augusta subject to minor revisions approved by legal counsel.*

**COMMONWEALTH'S DEVELOPMENT OPPORTUNITY FUND GRANT**

**AND**

**COUNTY OF AUGUSTA, VIRGINIA LOCAL GRANT**

**PERFORMANCE AGREEMENT**

This **PERFORMANCE AGREEMENT** made and entered as of this 1st day of November, 2020, by and among the **COUNTY OF AUGUSTA, VIRGINIA** (the "Locality"), a political subdivision of the Commonwealth of Virginia (the "Commonwealth"), **THE HERSHEY COMPANY** (the "Company"), a Delaware corporation authorized to transact business in the Commonwealth, the **ECONOMIC DEVELOPMENT AUTHORITY OF THE COUNTY OF AUGUSTA, VIRGINIA** (the "Authority"), a political subdivision of the Commonwealth, and the **VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP AUTHORITY** ("VEDP"), a political subdivision of the Commonwealth.

WITNESSETH:

WHEREAS, the Locality has been awarded a grant of and expects to receive \$1,100,000 (the "COF Grant") from the Commonwealth's Development Opportunity Fund (the "Fund") through VEDP for the purpose of inducing the Company to expand, equip and operate a manufacturing facility in the Locality (the "Facility"), thereby making a significant Capital Investment, and creating and Maintaining a significant number of New Jobs, as such capitalized terms are hereinafter defined;

WHEREAS, the Locality has agreed to make additional grants to the Company in the aggregate amount of \$1,100,000 (together, the "Local Grant" and, together with the COF Grant, the "Grants") for the purpose of further inducing the Company to make the Capital Investment and create and Maintain the New Jobs in the Locality;

WHEREAS, VEDP is willing to provide the COF Grant funds, and the Locality is willing to provide the Local Grant funds to the Authority with the expectation that the Authority will provide the funds to or for the use of the Company, provided that the Company promises to meet certain criteria relating to Capital Investment and New Jobs;

WHEREAS, the Locality, the Authority, the Company, and VEDP desire to set forth their understanding and agreement as to the payout of the Grants, the use of the proceeds of the Grants, the obligations of the Company regarding Capital Investment and New Jobs, and the repayment by the Company of all or part of the Grants under certain circumstances;

WHEREAS, the expansion, equipping and operation of the Facility will entail a capital expenditure by or on behalf of the Company of approximately \$135,000,000, of which approximately \$108,500,000 will be invested in machinery and tools, approximately \$5,000,000 will be invested in utility improvements at the Facility, and approximately \$21,500,000 will be invested in the construction, expansion or improvement of buildings at the Facility;

WHEREAS, the expansion, equipping and operation of the Facility will further entail the creation and Maintenance of 110 New Jobs at the Facility; and

WHEREAS, the stimulation of the additional tax revenue and economic activity to be generated by the Capital Investment and New Jobs constitutes a valid public purpose for the expenditure of public funds and is the animating purpose for each of the Grants:

NOW, THEREFORE, in consideration of the foregoing, the mutual benefits, promises and undertakings of the parties to this Agreement, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties covenant and agree as follows.

**Section 1. Definitions.**

For the purposes of this Agreement, the following terms shall have the following definitions:

“Average Annual Wage” means the average salary (inclusive of bonuses and other performance-based compensation) for all New Jobs, determined by dividing total payroll (W-2 compensation) for New Jobs by the total New Jobs.

“Base Year Tax” means the 2019 Machinery and Tools Tax reported by the Company on or before May 1, 2019 in the amount of \$1,783,428.

“Capital Investment” means a capital expenditure by or on behalf of the Company in taxable real property, taxable tangible personal property, or both, at the Facility. The purchase or lease of machinery and tools or furniture, fixtures, and business personal property, including under an operating lease, will qualify as Capital Investment. The Capital Investment must be in addition to the capital improvements at the Facility promised by the Company in a Performance Agreement for a grant from the Fund dated as of April 1, 2020 among the Locality, the Company, the Authority and VEDP (the “2019 Project Agreement”).

“Maintain” means that the New Jobs will continue without interruption from the date of creation through the testing date or Performance Date. Positions for the New Jobs will be treated as Maintained during periods in which such positions are not filled due to (i) temporary reductions in the Company’s employment levels (so long as there is active recruitment for open positions), (ii) strikes, and (iii) other temporary work stoppages.

“New Job” means new permanent full-time employment of an indefinite duration at the Facility for which the standard fringe benefits are provided by the Company for the employee, and for which the Company pays an Average Annual Wage of at least \$47,000. Average annual wage means the average annual salary of full-time positions at the Facility determined by dividing total payroll (of a type included in W-2 compensation which shall include bonuses and other performance-based compensation) provided to full-time positions at the Facility by the number of full-time positions at the Facility. Each New Job must require a minimum of either

(i) 35 hours of an employee’s time per week for the entire normal year of the Company’s operations, which “normal year” must consist of at least 48 weeks, or (ii) 1,680 hours per year. Seasonal or temporary positions, positions created when a job function is shifted from an existing location in the Commonwealth to the Facility, and positions with construction contractors, vendors, suppliers and similar multiplier or spin-off jobs shall not qualify as New Jobs. The New Jobs must be in addition to the 1055 full-time jobs at the Facility as of January 1, 2019, plus the 65 full-time jobs at the Facility promised by the Company in the 2019 Project Agreement, for a total baseline of 1,120 of full-time jobs.

“Performance Date” means June 30, 2023. If the Locality, in consultation with the Authority and VEDP, deems that good faith and reasonable efforts have been made and are being made by the Company to achieve the Targets, the Locality may request an extension of the Performance Date by up to 15 months. Such request must be received prior to the Performance Date. Any extension of the Performance Date shall require the prior approval of the Company and the Board of Directors of VEDP (the “Board”). If the Performance Date is extended, the Locality shall send written notice of the extension to the Authority, the Company and VEDP and the date to which the Performance Date has been extended shall be the “Performance Date” for the purposes of this Agreement.

“Targets” means the Company’s obligations to make Capital Investments at the Facility of at least \$135,000,000 and to create and Maintain at least 110 New Jobs at the Facility, all as of the Performance Date.

“Virginia Code” means the Code of Virginia of 1950, as amended.

## **Section 2. Targets; Statutory Criteria.**

(a) *Targets:* The Company will expand, equip and operate the Facility in the Locality, make or cause to make a Capital Investment of at least \$135,000,000, and create and Maintain at least 110 New Jobs at the Facility, all as of the Performance Date.

(b) *Encouragement to Offer New Jobs to Residents of the Commonwealth:* The Locality, the Authority, and VEDP hereby strongly encourage the Company to ensure that at least 30% of the New Jobs are offered to “Residents” of the Commonwealth, as defined in Virginia Code Section 58.1-302. In pertinent part, that definition includes natural persons domiciled in Virginia or natural persons who, for an aggregate of more than 183 days of the year, maintained a place of abode within the Commonwealth, whether domiciled in the Commonwealth or not.

(c) *Prevailing Wage; Unemployment and Poverty Rates:* The average annual wage of the New Jobs of at least \$47,000 is more than the prevailing average annual wage in the Locality of \$45,672. The Locality is not a high-unemployment locality, with an unemployment rate for 2019, which is the last year for which such data is available, of 2.4% as compared to the 2019 statewide unemployment rate of 2.8%. The Locality is not a high-poverty locality, with a poverty rate for 2018, which is the last year for which such data is available, of 9.0% as compared to the 2018 statewide poverty rate of 10.7%.

(d) *Disclosure of Political Contributions:* The Company acknowledges that the name of the Company will be shared by VEDP with the Governor of Virginia, and any campaign committee or political action committee associated with the Governor. The Company acknowledges that within 18 months of the date of this Performance Agreement, the Governor, his campaign committee, and his political action committee will submit to the Virginia Conflict of Interest and Ethics Advisory Council a report listing any contribution, gift, or other item with a value greater than \$100 provided by the Company to the Governor, his campaign committee, or his political action committee, respectively, during the period from the date of the Company's application for the COF Grant through the one-year period immediately after the date of this Agreement.

(e) *Support for Virginia's and Locality's Economic Development Efforts:* Recognizing that it is in the best interest of the parties for the Commonwealth and the Locality to achieve sustained economic growth, the parties agree to periodically engage with one another to advise on economic development strategies and initiatives for the Commonwealth and the Locality, such as promoting the attributes of the Commonwealth and the Locality to do business, or highlighting important industry trends and/or business development opportunities that the Commonwealth or the Locality may wish to pursue. Such engagement would include the Company's reasonable participation in occasional business retention and expansion meeting with VEDP or Locality personnel, as deemed appropriate by the parties based on the project parameters and nature of the incentives provided to the Company.

### **Section 3. Disbursement of Grants.**

(a) *Disbursement of the COF Grant and Local Grant:* The COF Grant proceeds shall be retained in the Fund until needed for disbursement or the COF Grant is withdrawn in accordance with the terms of this Agreement.

The disbursement of the proceeds of the Grants to the Company will serve as an inducement and consideration for the Company to achieve the Targets.

COF Grant: The COF Grant proceeds shall be disbursed as provided in this paragraph. The Company will provide notice and evidence satisfactory to the Locality, the Authority, and VEDP that it has made or caused to be made Capital Investments of at least \$5,000,000 and has created and Maintained at least 50 New Jobs. Such evidence will be subject to verification by the Locality and VEDP. Within 30 days after verification, if the Company has made or caused to be made Capital Investments of at least \$5,000,000 and has created and Maintained at least 50 New Jobs, VEDP will disburse \$1,100,000 to the Locality. Within 30 days after receipt of such amount, the Locality will disburse such COF Grant proceeds to the Authority. Within 30 days after receipt of such amount, the Authority will disburse such COF Grant proceeds to the Company. If, by the Performance Date, the Company has not made or caused to be made Capital Investments of at least \$5,000,000 and created and Maintained at least 50 New Jobs, then (i) the Company's rights under this Agreement will terminate, (ii) the COF Grant will be

withdrawn, and (iii) the proceeds of the COF Grant retained in the Fund will be freed for redeployment to support other economic development projects, as permitted by the Virginia Code.

**Local Grant:** The Local Grant proceeds shall be disbursed as provided in this paragraph. A percentage of the Local Grant proceeds will be provided annually in amounts directly proportionate to the Company's investment in machinery and tools, and the tax for such machinery and tools paid by the Company to the Locality for each applicable year as follows: On or before May 1 of each year, the Company will report to the Locality net new equipment installed and in operation during the prior calendar year. The Company will pay tax on such equipment, as assessed by the Locality's Commissioner of the Revenue, by the due date in December of the year it is due. The Locality will provide 100% of the incremental difference in the Base Year Tax (assessed value of existing taxable real and/or taxable tangible personal property in the year prior to investment in new Capital Investments) and the investment-year tax (assessed value of additional Capital Investments) to the Authority, which will in turn provide the incremental difference to the Company on or before July 1 following the December when such tax is paid. For the purposes of this Agreement, the Base Year Tax will be 2019, as reported by the Company on or before May 1, 2019. Based on an investment schedule provided by the Company, it is estimated that the Local Grant will be fully paid out in the year 2025, but the Local Grant may be paid at an accelerated rate, in direct proportion to the Capital Investment and respective tax paid by the Company to the Locality.

(b) *Use of the Grant Proceeds:* The Company will use the proceeds of the Grants to pay or reimburse the cost of construction or build-out of publicly or privately owned buildings for the Facility, and for recruitment and training, all as permitted by Section 2.2-115(D) of the Virginia Code. In no case may proceeds from the Grants be used, directly or indirectly, to pay or guarantee the payment for any rental, lease, license, or other contractual right to the use of any real property.

#### **Section 4. Break-Even Point; State and Local Incentives.**

(a) *State-Level Incentives:* VEDP has estimated that the Commonwealth will reach its "break-even point" by the Performance Date. The break-even point compares new revenues realized as a result of the Capital Investment and New Jobs at the Facility with the Commonwealth's expenditures on discretionary incentives, including but not limited to the COF Grant. With regard to the Facility, the Commonwealth expects to provide discretionary incentives in the following amounts:

| <u>Category of Incentive:</u>                         | <u>Total Amount</u> |
|---|---------------------|
| COF Grant   | \$1,100,000         |
| Virginia Investment Performance Grant ("VIP Grant")   | 500,000             |
| Virginia Jobs Investment Program ("VJIP") (Estimated) | 88,000              |

The proceeds of the COF Grant shall be used for the purposes described in Section 3(b). The proceeds of the VIP Grant may be used by the Company for any lawful purpose. The VJIP program proceeds shall be used by the Company to pay or reimburse itself for recruitment and training costs.

(b) *Local-Level Incentives:* The Authority expects to provide the following Local-Level Incentives for the Facility by the Performance Date:

| <u>Category of Incentive:</u>  | <u>Total Amount</u> |
|--------------------------------|---------------------|
| Machinery and Tools Tax Grants | \$1,100,000         |

The Authority expects to disburse by the Performance Date the full amount of the \$1,100,000 Machinery and Tools Tax Grants to the Company, as described in Section 3(a). If, by the Performance Date, the proceeds disbursed or committed to be disbursed by the Authority to the Company total less than the \$1,100,000 COF Grant local match requirement, the Locality, subject to appropriation and so long as the Company has met its Targets, will continue to disburse the Machinery and Tools Tax Grants up to \$1,100,000 in direct proportion to the Company's additional investment in machinery and tools.

The proceeds of the Local Grant shall be used for the purposes described in Section 3(b).

(c) *Other Incentives:* This Agreement relates solely to the Grants. The qualification for, and payment of all State-Level Incentives and Local-Level Incentives, except for the Grants, will be governed by separate arrangements between the Company and the entities offering the other incentives.

## **Section 5. Company Reporting.**

(a) *Progress Reporting:* The Company shall provide, at the Company's expense, in the form attached hereto as Exhibit A, detailed verification reasonably satisfactory to the Locality, the Authority, and VEDP of the Company's progress on the Targets. Such progress reports will be provided annually, starting at October 1, 2021, and covering the period through the prior June 30. For purposes of the first reporting year, the progress report shall cover the period through the prior January 1, 2020. Further, the Company shall provide such progress reports at such other times as the Locality, the Authority, or VEDP may reasonably require.

With each such progress report, the Company shall report to VEDP the amount paid by the Company in the prior calendar year in Virginia corporate income tax. VEDP hereby represents to the Company that it considers such information to be confidential proprietary information that is exempt from public disclosure under the Virginia Freedom of Information Act and that such information will be used by VEDP solely in calculating aggregate return on invested capital analyses for purposes of gauging the overall effectiveness of economic development incentives.



These progress reports are in addition to the annual tax reporting due from the Company to the Locality, as summarized in Section 3(a).

(b) *Final Report:* The Company shall provide, at the Company's expense, in the form attached hereto as Exhibit B, detailed verification reasonably satisfactory to the Locality, the Authority, and VEDP of the Company's achievement of the Targets. The final report shall be filed within 90 days after the Performance Date.

Should the Company be unable to file the final report within the 90-day timeframe, the Company may request a 60-day delay in filing the final report. VEDP will require a \$3,000 fee, payable to VEDP, to process the request for the filing delay. Should the Company not file the final report within the 90-day window nor request a filing delay (including payment of the required fee), or if the Company requests a filing delay but does not file the final report prior to the new filing deadline, VEDP will withhold any COF Grant payment that might otherwise be due and all rights of the Company under this Agreement will automatically terminate.

#### **Section 6. Verification of Targets.**

(a) *Verification of Capital Investment:* The Company hereby authorizes the Locality, including the Locality's Commissioner of the Revenue and Treasurer, to release to VEDP, the Augusta County Office of Economic Development, and the Authority the Company's real estate tax, business personal property tax and machinery and tools tax information. Such information shall be marked and considered confidential and proprietary and shall be used by VEDP, the Augusta County Office of Economic Development, and the Authority solely for verifying satisfaction of the Capital Investment Target. If the Locality, the Office of the Commissioner of the Revenue or the Office of the Treasurer should require additional documentation or consents from the Company to access such information, the Company shall promptly provide, at the Company's expense, such additional, relevant, documentation or consents as the Locality, the Augusta County Office of Economic Development, the Authority, or VEDP may reasonably request but only as necessary for purposes of this Agreement. In accordance with Virginia Code Section 58.1-3122.3, VEDP is entitled to receive the Company's real estate tax, business personal property tax and machinery and tools tax information from the Locality's Commissioner of the Revenue. The parties to this Agreement acknowledge that there will be a delay between the time the Company invests in equipment, and the time the Company reports its investments to the Locality. Typically, the Company will report investments on or before May 1 of the year following the year it makes such investment(s), and will pay tax on such equipment in December of the same year as it reports such investments. Accordingly, the Locality can only verify investment(s) made by the Company on or before May 1<sup>st</sup> of the year in which the Company reports its prior-year investments.

In addition to the verification data described above, in the sole reasonable discretion of the Locality, the Authority, or VEDP, the Locality, the Authority, or VEDP, may each require such other documentation, including invoices, or audits as may be reasonably required to properly verify the Capital Investment.

(b) *Verification of New Jobs and Wages:* The Company must submit copies of its four most recent Employer's Quarterly Tax Reports (Form FC-20) with the Virginia Employment Commission with the request for disbursement of the COF Grant proceeds under Section 3(a) and with the final report. The forms shall be marked and considered confidential and proprietary and shall be used by VEDP, the Locality, the Authority, and the Augusta County Office of Economic Development solely for verifying satisfaction of the New Jobs Target. In accordance with Virginia Code Section 60.2-114, VEDP is entitled to receive the Company's employment level and wage information from the Virginia Employment Commission.

The Company agrees that it will report to the Virginia Employment Commission with respect to its employees at a facility-level, rather than at the company-level.

In addition to the verification data described above, in the sole reasonable discretion of the Locality, the Authority, or VEDP, the Locality, the Authority or VEDP, may each require such other documentation or audits as may be reasonably required to properly verify the New Jobs.

#### **Section 7. Repayment Obligation for COF Grant.**

(a) *If Statutory Minimum Eligibility Requirements are Not Met:* Section 2.2-115 of the Virginia Code requires that the Company make or cause to be made a Capital Investment of at least \$5,000,000 and create and Maintain at least 50 New Jobs in order to be eligible for the COF Grant. Failure by the Company to meet either of these statutory minimum eligibility requirements as of the Performance Date shall constitute a breach of this Agreement and the Company must repay to the Authority all of the proceeds of the COF Grant previously disbursed to the Company, if any.

(b) *Allocation of COF Grant Proceeds:* For purposes of repayment under subsection (c), the COF Grant is to be allocated as follows: 70% (\$770,000) for the Company's Capital Investment Target, and 30% (\$330,000) for the Company's New Jobs Target.

(c) The provisions of this subsection (c) shall become applicable only if the Company has met the statutory minimum requirements set forth in subsection (a), and has received all of the COF Grant proceeds prior to the Performance Date, in accordance with Section 3(a).

If the Company has not achieved either or both of its Targets as of the Performance Date, the Company shall repay to the Authority that part of the COF Grant previously disbursed to the Company that is proportional to the Target or Targets for which there is a shortfall. For example, if as of the Performance Date, the Company has received all \$1,100,000 of the COF Grant proceeds, but only \$114,750,000 of the Capital Investment has been made and retained (reflecting achievement of 85% of the Capital Investment Target), and only 88 New Jobs have been created and Maintained (reflecting achievement of 80% of the New Jobs Target), the Company shall repay to the Authority \$115,500 of the COF Grant proceeds, reflecting 15% of the \$770,000 proceeds of the COF Grant that it received allocated to the Capital Investment Target, *plus* \$66,000 of the COF Grant proceeds, reflecting 20% of the \$330,000 proceeds of the COF Grant that it received allocated to the New Jobs Target, for a total of \$181,500. These amounts represent

the percentages of the shortfall from the expected amount of Capital Investment and expected number of New Jobs, each multiplied by the portion of the proceeds of the COF Grant that the Company received allocated to that Target.

(d) *Determination of Inability to Comply:* If the Locality or VEDP shall determine in their reasonable discretion, at any time prior to the Performance Date (a “Determination Date”) that the Company is unable or unwilling to meet and Maintain its Targets by and through the Performance Date, and if the Locality, the Authority or VEDP shall have promptly notified the Company of such determination, the Company must repay to the Authority all of the proceeds of the COF Grant previously disbursed to the Company, if any. Such a determination will be based on the filing by or on behalf of the Company under Chapter 7 of the U.S. Bankruptcy Code, the liquidation of the Company, an abandonment of the Facility by the Company or other similar significant event that demonstrates that the Company will be unable or is unwilling to satisfy the Targets for the Grants.

(e) *Repayment:* The Company shall be liable for any repayment of all or a portion of the COF Grant, as described in this Section 7. *Such repayment shall be due from the Company to the Authority within ninety (90) days after the Performance Date or the Determination Date, as applicable.* Any moneys repaid by the Company to the Authority hereunder shall be repaid by the Authority to VEDP. VEDP will redeposit any such returned funds into the Fund. The Locality and the Authority shall use their best efforts to recover such funds, including legal action for breach of this Agreement. Neither the Locality nor the Authority shall have any responsibility for the repayment of any sums payable by the Company hereunder unless said sums have been received by the Authority from the Company.

(f) *Failure to Repay:* If any repayment of the COF Grant due pursuant to this Section 7 is not made by the Company when due, the Board may determine that further collection action is required, and the Board may refer the matter to the Office of the Attorney General (the “OAG”) for collection pursuant to Section 2.2-518 of the Virginia Code. In such event, by their signatures below, the Locality and the Authority will be deemed to have assigned to the Commonwealth all of their rights, title and interest in and to this Section 7. In any matter referred to the OAG for collection, or if the Locality and/or the Authority initiate collection (including legal proceedings), the Company shall be liable to pay interest, administrative charges, attorneys’ fees and other applicable fees. Interest on any outstanding repayment referred to the OAG or for which the Locality and/or the Authority initiates collection, shall accrue at the rate set forth in Section 6.2-301 A. of the Virginia Code (currently 6.0% per year) for the period from the Performance Date or the Determination Date, as applicable, until paid.

## **Section 8. Repayment Obligation for Local Grant.**

(a) *If Statutory Minimum Eligibility Requirements are Not Met:* Section 2.2-115 of the Virginia Code requires that the Company make a Capital Investment of at least \$5,000,000 and create and Maintain at least 50 New Jobs in order to be eligible for the COF Grant. Failure by the Company to meet either of these statutory minimum eligibility requirements by the Performance Date shall constitute a breach of this Agreement and the Company must repay to the Authority all of the proceeds of the Local Grant previously disbursed to the Company, as and

when the COF Grant is similarly repaid in accordance with Section 7(a). In such event, the Authority will repay to the Locality all of the Local Grant proceeds not previously disbursed to the Company, if any.

(b) *Allocation of COF Proceeds:* For purposes of repayment under subsection (c), the Local Grant is to be allocated as follows: 50% (\$550,000) for the Company's Capital Investment Target, and 50% (\$550,000) for the Company's New Jobs Target.

(c) The provisions of this subsection (c) shall become applicable only if the Company has met the statutory minimum eligibility requirements set forth in subsection (a).

If the Company has met at least 90% of both of the Targets at the Performance Date, then and thereafter the Company is no longer obligated to repay any portion of the Local Grant.

If the Company has not met at least 90% of either or both of its Targets as of the Performance Date, the Company shall repay to the Authority that part of the Local Grant previously disbursed to the Company that is proportional to the Target or Targets for which there is a shortfall. For example, if as of the Performance Date, the Company has received all \$1,100,000 of the proceeds of the Local Grants, but only \$114,750,000 of the Capital Investment has been retained (reflecting achievement of 85% of the Capital Investment Target), and only 88 New Jobs have been created and Maintained (reflecting achievement of 80% of the New Jobs Target), the Company shall repay to the Authority \$82,500 of the proceeds of the Local Grant, reflecting 15% of the proceeds of the Local Grant that it received allocated to the Capital Investment Target, *plus* \$110,000 of the proceeds of the Local Grant, reflecting 20% of the proceeds of the Local Grant that it received allocated to the New Jobs Target, for a total of \$192,500. These amounts represent the percentages of the shortfall from the expected amount of Capital Investment and expected number of New Jobs, each multiplied by the portion of the proceeds of the Local Grant that the Company received allocated to that Target. In such event, the Authority will repay to the Locality all of the Local Grant proceeds not previously disbursed to the Company.

(d) *Determination of Inability to Comply:* If the Locality or VEDP shall determine in their reasonable discretion, at any time prior to the Performance Date (a "Determination Date") that the Company is unable or unwilling to meet and Maintain its Targets by and through the Performance Date, and if the Locality, the Authority or VEDP shall have promptly notified the Company of such determination, the Company must repay to the Authority all of the proceeds of the Local Grant previously disbursed to the Company. In such event, the Authority will repay to Locality all of the Local Grant proceeds not previously disbursed to the Company. Such a determination will be based on such circumstances as a filing by or on behalf of the Company under Chapter 7 of the U.S. Bankruptcy Code, the liquidation of the Company, an abandonment of the Facility by the Company or other similar significant event that demonstrates that the Company will be unable or is unwilling to satisfy the Targets for the Local Grant.

(e) *Repayment:* The Company shall be liable for any repayment of all or a portion of the Local Grant, as described in this Section 8. ***Such repayment shall be due from the Company to the Authority within ninety (90) days after the Performance Date or the Determination Date,***

*as applicable.* Any moneys repaid by the Company to the Authority hereunder shall be repaid by the Authority to the Locality. The Authority shall have no responsibility for the repayment of any sums payable by the Company hereunder unless said sums have been received by the Authority from the Company.

(f) *Failure to Repay:* If any repayment of the Local Grant due pursuant to this Section 8 is not made by the Company when due, the Locality and/or the Authority may institute legal proceedings to collect any and all monies the Company is required to repay to the Locality and/or the Authority. In any such matter the Company shall be liable to pay interest, administrative charges, attorneys' fees and other applicable fees. Interest on any outstanding repayment for which the Locality and/or the Authority initiates collection, shall accrue at the rate set forth in Section 6.2-301 A. of the Virginia Code (currently 6.0% per year) for the period from the Performance Date or the Determination Date, as applicable, until paid.

### **Section 9. Notices.**

Formal notices and communications between the parties shall be given either by (i) personal service, (ii) delivery by a reputable document delivery service that provides a receipt showing date and time of delivery, (iii) mailing utilizing a certified or first class mail postage prepaid service of the United States Postal Service that provides a receipt showing date and time of delivery, or (iv) delivery by electronic mail (email) with transmittal confirmation and confirmation of delivery, addressed as noted below. Notices and communications personally delivered or delivered by document delivery service shall be deemed effective upon receipt. Notices and communications mailed shall be deemed effective on the second business day following deposit in the United States mail. Notices and communications delivered by email shall be deemed effective the next business day, not less than 24 hours, following the date of transmittal and confirmation of delivery to the intended recipient. Such written notices and communications shall be addressed to:

if to the Company, to:

The Hershey Company  
Attn: Matthew Crocker, Real Estate Manager  
19 East Chocolate Avenue  
Hershey, PA 17033  
mcrocker@hersheys.com

with a copy to:

The Hershey Company  
19 East Chocolate Ave.  
Hershey, PA 17033  
legalnotices@hersheys.com  
Attention: General Counsel

if to the Locality, to:

County Administrator's Office  
18 Government Center Lane  
Verona, Virginia 24482  
Email: coadmin@co.augusta.va.us  
Attention: County Administrator

with a copy to:

County Attorney's Office  
18 Government Center Lane  
Verona, Virginia 24482  
Email: ctyatty@co.augusta.va.us  
Attention: County Attorney

if to the Authority, to:

with a copy to:

Economic Development Authority of the  
County of Augusta, Virginia  
18 Government Center Lane  
Verona, Virginia 24482-0590  
Email: [staff@augustavabusiness.com](mailto:staff@augustavabusiness.com)  
Attention: Secretary of the Authority

Augusta County Office of Economic  
Development  
18 Government Center Lane  
Verona, Virginia 24482  
Email: [staff@augustavabusiness.com](mailto:staff@augustavabusiness.com)  
Attention: Economic Development Director

if to VEDP, to:

with a copy to:

Virginia Economic Development Partnership  
One James Center, Suite 900  
901 East Cary Street  
Richmond, Virginia 23219  
Email: [moret@vedp.org](mailto:moret@vedp.org)  
Attention: President and CEO

Virginia Economic Development Partnership  
One James Center, Suite 900  
901 East Cary Street  
Richmond, Virginia 23219  
Email: [smcninch@vedp.org](mailto:smcninch@vedp.org)  
Attention: General Counsel

### **Section 9. Miscellaneous.**

(a) *Entire Agreement; Amendments:* This Agreement constitutes the entire agreement among the parties hereto as to the Grants and may not be amended or modified, except in writing, signed by each of the parties hereto. This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns. The Company may not assign its rights and obligations under this Agreement without the prior written consent of the Locality, the Authority and VEDP.

(b) *Governing Law; Venue:* This Agreement is made, and is intended to be performed, in the Commonwealth and shall be construed and enforced in accordance with the laws of the Commonwealth. Except as provided in the next sentence, jurisdiction and venue for any litigation arising out of or involving this Agreement shall lie in the Circuit Court of the City of Richmond, and such litigation shall be brought only in such court. For any litigation arising out of or involving only Section 8 of this Agreement, jurisdiction and venue for any litigation arising out of or involving Section 8 of this Agreement shall lie in the Circuit Court of the County of Augusta, and such litigation shall be brought only in such court.

(c) *Counterparts:* This Agreement may be executed in one or more counterparts, each of which shall be an original, and all of which together shall be one and the same instrument.

(d) *Severability:* If any provision of this Agreement is determined to be unenforceable, invalid or illegal, then the enforceability, validity and legality of the remaining provisions will not in any way be affected or impaired, and such provision will be deemed to be restated to reflect the original intentions of the parties as nearly as possible in accordance with applicable law.

(e) *Attorneys' Fees:* Except as provided in Sections 7(f) and 8(f), attorneys' fees shall be paid by the party incurring such fees.

(f) *Force Majeure*: Notwithstanding the foregoing provisions of this Agreement, if the Company does not achieve a Target or take any action required under this Agreement because of an “Event of Force Majeure” (as defined below), the time for achieving the applicable Target or taking such action will be extended day-for-day by the delay in meeting the applicable Target or taking such action caused by the Event of Force Majeure. “Event of Force Majeure” means without limitation, any of the following: acts of God; strikes, lockouts or other industrial disturbances; act of public enemies; orders of any kind of the government of the United States of America or of the Commonwealth or any of their respective departments, agencies, political subdivisions or officials, or any civil or military authority; insurrections; riots; epidemics; pandemics; landslides; lightning; earthquakes; fires; hurricanes; tornadoes; storms; floods; washouts; droughts; arrests; restraint of government and people; civil disturbances; explosions; breakage or accident to machinery, transmission pipes or canals not caused by the Company; partial or entire failure of utilities; or any other cause or event not reasonably within the control of the Company.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

**IN WITNESS WHEREOF**, the parties hereto have executed this Performance Agreement as of the date first written above.

**COUNTY OF AUGUSTA, VIRGINIA**

By \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**ECONOMIC DEVELOPMENT  
AUTHORITY OF THE COUNTY OF  
AUGUSTA, VIRGINIA**

By \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**THE HERSHEY COMPANY**

By \_\_\_\_\_  
Name: Jason Reiman  
Title: Senior Vice President, Chief  
Supply Chain Officer  
Date: \_\_\_\_\_

**VIRGINIA ECONOMIC  
DEVELOPMENT PARTNERSHIP  
AUTHORITY**

By \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

Exhibit A: Annual Progress Report Form  
Exhibit B: Final Report Form



Exhibit A

## ANNUAL PROGRESS REPORT COMMONWEALTH'S DEVELOPMENT OPPORTUNITY FUND

### PROJECT SUMMARY:

|                              |  |
|------------------------------|--|
| Project                      |  |
| Location                     |  |
| Amount of Grant              |  |
| Performance Reporting Period |  |
| Performance Date             |  |

### PROJECT PERFORMANCE:

| Performance Measurement   | Target                           | As of                                | % Complete                      |
|---|----------------------------------|--------------------------------------|---------------------------------|
| <b>New Jobs (over baseline)<sup>1</sup></b>   |                                  |                                      |                                 |
| Confidence level target will be reached by Performance Date shown above (check one) | High<br><input type="checkbox"/> | Moderate<br><input type="checkbox"/> | Low<br><input type="checkbox"/> |
| <b>Capital Investment (provide breakdown below)<sup>2</sup></b>                     |                                  |                                      |                                 |
| Confidence level target will be reached by Performance Date shown above (check one) | High<br><input type="checkbox"/> | Moderate<br><input type="checkbox"/> | Low<br><input type="checkbox"/> |
| <b>Average Annual Wage</b>  |                                  |                                      | N/A                             |
| Confidence level target will be reached by Performance Date shown above (check one) | High<br><input type="checkbox"/> | Moderate<br><input type="checkbox"/> | Low<br><input type="checkbox"/> |
| <b>Standard Fringe Benefits (check one)</b>   | Yes<br><input type="checkbox"/>  | No<br><input type="checkbox"/>       | N/A                             |
| <b>Virginia Corporate Income Tax Paid in Prior Calendar Year<sup>3</sup></b>        | \$                               |                                      |                                 |

<sup>1</sup> Data will be verified using Virginia Employment Commission records.

<sup>2</sup> Data will be verified with locality records.

<sup>3</sup> This confidential information is protected from disclosure pursuant to § 2.2-3705.6 of FOIA.

| <b>Capital Investment Breakdown</b> | <b>Amount</b> |
|-------------------------------------|---------------|
| Land                                | \$            |
| Land Improvements                   | \$            |
| New Construction or Expansion       | \$            |
| Renovation or Building Up-fit       | \$            |
| Production Machinery and Tools      | \$            |
| Furniture, Fixtures and Equipment   | \$            |
| Other                               | \$            |
| <b>Total</b>                        | <b>\$</b>     |

**COMMENTS:**

Discuss project status, including the current level of new jobs and capital investment, progress on targets, changes or likely changes in project's nature that may impact achievement of targets, and other information relevant to project performance. If the project is not on track to meet targets, please provide an explanation.

**TO BE CERTIFIED BY AN OFFICER OF THE COMPANY:**

I certify that I have examined this report and to the best of my knowledge and belief, it is true, correct, and complete.

Company: \_\_\_\_\_

Submitted By: \_\_\_\_\_  
Signature of Official

Name: \_\_\_\_\_  
Print Name

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Please return to:

Kim Ellett, Incentives Compliance Manager, Virginia Economic Development Partnership,  
804.545.5618, kellett@vedp.org

Exhibit B

## FINAL REPORT COMMONWEALTH'S DEVELOPMENT OPPORTUNITY FUND

### PROJECT SUMMARY:

|                  |  |
|------------------|--|
| Project          |  |
| Location         |  |
| Amount of Grant  |  |
| Performance Date |  |

### PROJECT PERFORMANCE:<sup>1</sup>

| Performance Measurement  | Target | As of | % Complete |
|--|--------|-------|------------|
| New Jobs (over __ baseline) <sup>2</sup>                               |        |       |            |
| Capital Investment (provide breakdown below) <sup>3</sup>              |        |       |            |
| Average Annual Wage  |        |       | N/A        |
| Standard Fringe Benefits   |        |       |            |
| Virginia Corporate Income Tax Paid in Prior Calendar Year <sup>4</sup> | \$     |       |            |

| Capital Investment Breakdown      | Amount    |
|-----------------------------------|-----------|
| Land                              | \$        |
| Land Improvements                 | \$        |
| New Construction or Expansion     | \$        |
| Renovation or Building Up-fit     | \$        |
| Production Machinery and Tools    | \$        |
| Furniture, Fixtures and Equipment | \$        |
| Other                             | \$        |
| <b>Total</b>                      | <b>\$</b> |

<sup>1</sup> Final, actual performance will be reported on VEDP's public reporting website.

<sup>2</sup> Attach the company's four most recent Quarterly Tax Reports (Form FC-20) filed with the Virginia Employment Commission.

<sup>3</sup> Data will be verified using records from the Commissioner of the Revenue and, if requested, invoices.

<sup>4</sup> This confidential information is protected from disclosure pursuant to § 2.2-3705.6 of FOIA.

**LOCAL MATCH:**

|        |  |
|--------|--|
| Goal   |  |
| Actual |  |

**COMMENTS:**

Discuss Project status or the importance of the Project to the locality and region.

**TO BE CERTIFIED BY AN OFFICER OF THE COMPANY:**

I certify that I have examined this report and to the best of my knowledge and belief, it is true, correct, and complete.

Company: \_\_\_\_\_

Submitted By: \_\_\_\_\_  
Signature of Official

Name: \_\_\_\_\_  
Print Name

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Please return to:

Kim Ellett, Incentives Compliance Manager, Virginia Economic Development Partnership,  
804.545.5618, kellett@vedp.org



# AUGUSTA COUNTY FIRE-RESCUE

County Government Center  
18 Government Center Lane  
P.O. Box 590, Verona, VA 24482

Main Office Line: (540) 245-5624 - Fax Line: (540) 245-5356  
[www.co.augusta.va.us](http://www.co.augusta.va.us)

## AUGUSTA COUNTY FIRE-RESCUE REPORT October 2020

- Fire Agency Dispatches 599 ( 440 Incidents)
- Rescue Agency Dispatches 975 ( 862 Incidents)
- Total Combined Dispatches 1,574 (1,302 Incidents)
- 53 Combined Dispatches Turned Over to Next Due Agencies, 24 due to being on another call

### Chief Dave Nichols

- Staff continued to plan and implement programs to ensure readiness during COVID-19 pandemic.
- Hosted operational briefing via Zoom with career officers to review Policy #61 and address expectations for compliance with policy.
- Hosted Zoom meeting with and for partner volunteer agencies regarding the VOSH Workplace Safety Standards and Policy #61.
- Attended meeting at Churchville Fire Rescue to discuss matter concerning neighbor complaints.
- Taught one day of the Regional Recruit Academy in Harrisonburg / Rockingham.
- Staff was advised of close contact exposure from a State test site evaluator and subsequent outbreak. Five ACFR personnel tested positive after contact. Balance of Department had up to 34 personnel under more stringent work restrictions resulting from one outside person testing positive.
- Conducted station visits and delivery of supplies to multiple stations.

### Lieutenant Minday Craun

- Worked on fire safety lesson plans for elementary school teachers to use either in classroom or via virtual classroom (October - Fire Prevention Month)
- Worked on an onboarding process for ACFR, Inc. volunteers
- Attended several meetings on Zoom; attended meetings in person – visited Preston L. Yancey, Verona, Churchville, Augusta County Fire, Riverheads, Deerfield, and Stuarts Draft
- Attended ACESOA meeting

### Training Division

- Regional Recruit School (Fire) – 22 students (2,640 student hours)
- Regional Recruit School (EMT) – 19 students (608 student hours)
- ACFR Skills Drills – 23 students (51.5 student hours)
- Volunteer Fire Academy – 17 students (1,003 student hours)
- Volunteer Officer Training – 32 students (128 student hours)
- Volunteer Training, Misc. – 13 students (32.5 student hours)
- Total Teaching Hours – 217
- Division Chief Shaver continued to spend several hours working on COVID PPE logistics, attended several meetings and provided Volunteer Officer training.
- Lt. Hull provided instruction in the Regional Recruit School and the Volunteer Fire Academy.
- Lt. McHaffa and Lt. Flickinger worked towards completion of the 2020 Skills Drills, began budget planning, and 2021 EMS Education program delivery planning.

#### Assistant Chief Greg Schacht

- Attended Admin Staff meetings, IMT meetings, Operation meetings, weekly briefings
- Met with Staff, Chief, and training on schedule
- Met with the AV Contractor on installation of equipment in all volunteer stations
- Met with the AV Contractors and electricians on the training center project
- Met with Churchville Fire leadership on conflict with neighbor, Chief Lotts on staff, Verona leadership on daily chores and communication channels, and Chief 19 on operations
- Met with Augusta Correctional Center on EMS response criteria
- Attended LEAD training and completed personnel evaluations
- Attended the regional Chiefs luncheon
- Reviewed timesheets
- Conducted Training for Stuarts Draft Fire at their training night
- Conducted physical assessments on staff and recruits
- Reviewed 5 site plans, 1 courtesy fire inspection, placed a Knox Box in-service, responded to 2 duty officer calls, conducted 1 Firework inspection, and conducted 62 station visits in the month of October

#### Assistant Chief Jeff Hurst

- Covid-19 Logistics and locating and acquiring supplies
- Engine 101 delivered, being equipped for service
- Attended volunteer meetings as request
- Continued apparatus maintenance and repairs, ambulance and apparatus P.M. underway
- 26 station visits with volunteer and career contacts
- Staff meetings and COVID IMT meetings as needed
- Vehicle maintenance and vehicle monitoring system – 1 installed, 18 to be installed in November
- Countywide pump testing by Atlantic Emergency Solutions coming up in November 2020
- LEAD Leadership training
- Application review and interviews ongoing
- Respirator fit test training
- Vendor equipment webinars
- Employee evaluations

EMERGENCY CALLS RECEIVED THROUGH EOC  
MONTHLY REPORT FOR 2020

|                                   | January       | February      | March         | April         | May           | June          | July          | August        | September     | October       | November      | December      |              |                           |                     |
|-----------------------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|--------------|---------------------------|---------------------|
| FIRE & RESCUE COMPANIES           | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Monthly Calls | Total Calls  | % of Fire or Rescue Total | % of Combined Total |
| Staunton - SS1                    | 15            | 10            | 9             | 6             | 12            | 11            | 10            | 11            | 12            | 8             |               |               | 104          | 1.71%                     | 0.67%               |
| Staunton - SS2                    | 11            | 8             | 7             | 5             | 3             | 6             | 13            | 10            | 8             | 2             |               |               | 73           | 1.20%                     | 0.47%               |
| 1 - Waynesboro                    | 12            | 7             | 9             | 9             | 7             | 13            | 13            | 9             | 6             | 17            |               |               | 102          | 1.68%                     | 0.66%               |
| 2 - Deerfield                     | 8             | 5             | 2             | 13            | 4             | 7             | 13            | 7             | 9             | 3             |               |               | 71           | 1.17%                     | 0.46%               |
| 3 - Middlebrook                   | 15            | 7             | 17            | 15            | 10            | 10            | 14            | 12            | 6             | 9             |               |               | 115          | 1.90%                     | 0.74%               |
| 4 - Churchville                   | 28            | 19            | 24            | 17            | 20            | 15            | 38            | 20            | 28            | 24            |               |               | 233          | 3.84%                     | 1.50%               |
| 5 - Weyers Cave                   | 46            | 47            | 41            | 29            | 40            | 41            | 47            | 48            | 36            | 50            |               |               | 425          | 7.01%                     | 2.74%               |
| 6 - Verona                        | 71            | 63            | 47            | 54            | 53            | 60            | 77            | 62            | 56            | 58            |               |               | 601          | 9.91%                     | 3.87%               |
| 7 - Stuarts Draft                 | 45            | 36            | 57            | 47            | 33            | 34            | 50            | 37            | 45            | 47            |               |               | 431          | 7.11%                     | 2.78%               |
| 8 - Craigsville                   | 19            | 8             | 11            | 13            | 11            | 7             | 15            | 18            | 15            | 15            |               |               | 132          | 2.18%                     | 0.85%               |
| 9 - Doods                         | 59            | 32            | 41            | 42            | 44            | 45            | 48            | 37            | 37            | 45            |               |               | 430          | 7.09%                     | 2.77%               |
| 10 - Augusta County               | 115           | 80            | 85            | 67            | 81            | 97            | 101           | 112           | 116           | 123           |               |               | 977          | 16.11%                    | 6.30%               |
| 11 - Preston L. Yancey            | 73            | 60            | 61            | 43            | 52            | 65            | 61            | 69            | 51            | 70            |               |               | 605          | 9.98%                     | 3.90%               |
| 12 - Raphine                      | 13            | 4             | 16            | 11            | 13            | 10            | 17            | 18            | 4             | 8             |               |               | 114          | 1.88%                     | 0.73%               |
| 14 - Swoope                       | 30            | 26            | 28            | 26            | 19            | 24            | 36            | 46            | 40            | 14            |               |               | 289          | 4.77%                     | 1.86%               |
| 15 - Bridgewater                  | 6             | 12            | 3             | 4             | 7             | 9             | 16            | 11            | 8             | 4             |               |               | 80           | 1.32%                     | 0.52%               |
| 17 - Clover Hill                  | 0             | 0             | 1             | 1             | 0             | 0             | 1             | 1             | 1             | 0             |               |               | 5            | 0.08%                     | 0.03%               |
| 18 - New Hope                     | 16            | 20            | 13            | 18            | 28            | 12            | 21            | 41            | 15            | 10            |               |               | 194          | 3.20%                     | 1.25%               |
| 19 - Wilson                       | 24            | 8             | 28            | 16            | 16            | 13            | 22            | 24            | 14            | 12            |               |               | 177          | 2.92%                     | 1.14%               |
| 20 - Grottoes                     | 15            | 18            | 17            | 15            | 26            | 21            | 22            | 41            | 18            | 21            |               |               | 214          | 3.53%                     | 1.38%               |
| 21 - Mt. Solon                    | 20            | 11            | 12            | 12            | 12            | 13            | 19            | 12            | 13            | 8             |               |               | 132          | 2.18%                     | 0.85%               |
| 25 - Riverheads                   | 39            | 43            | 65            | 46            | 46            | 45            | 57            | 58            | 41            | 47            |               |               | 487          | 8.03%                     | 3.14%               |
| 80 - Walkers Creek                | 1             | 2             | 7             | 0             | 4             | 4             | 3             | 2             | 3             | 1             |               |               | 27           | 0.45%                     | 0.17%               |
| SVRA                              | 1             | 1             | 0             | 0             | 1             | 1             | 2             | 0             | 0             | 0             |               |               | 6            | 0.10%                     | 0.04%               |
| Goshen                            | 6             | 1             | 0             | 1             | 2             | 0             | 3             | 1             | 2             | 3             |               |               | 19           | 0.31%                     | 0.12%               |
| South River                       | 3             | 0             | 0             | 0             | 0             | 2             | 1             | 1             | 0             | 0             |               |               | 7            | 0.12%                     | 0.05%               |
| Wintergreen                       | 3             | 0             | 2             | 1             | 1             | 0             | 3             | 2             | 3             | 0             |               |               | 15           | 0.25%                     | 0.10%               |
| R1 - W'boro First Aid             | 69            | 62            | 64            | 56            | 57            | 65            | 84            | 48            | 63            | 49            |               |               | 617          | 6.53%                     | 3.98%               |
| R2 - Deerfield R.S.               | 12            | 9             | 4             | 8             | 9             | 7             | 15            | 12            | 12            | 4             |               |               | 92           | 0.97%                     | 0.59%               |
| R4 - Churchville R.S.             | 76            | 63            | 51            | 41            | 54            | 52            | 67            | 53            | 65            | 79            |               |               | 601          | 6.36%                     | 3.87%               |
| R5 - Staunton/Augusta R.S.        | 179           | 162           | 137           | 120           | 126           | 171           | 173           | 149           | 160           | 151           |               |               | 1528         | 16.18%                    | 9.85%               |
| R6 - Stuarts Draft R.S.           | 167           | 171           | 182           | 150           | 130           | 139           | 174           | 152           | 155           | 147           |               |               | 1567         | 16.59%                    | 10.10%              |
| *Special Events - Reserve Amb     | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             |               |               | 0            | 0.00%                     | 0.00%               |
| R11 - Preston L. Yancey           | 150           | 173           | 163           | 131           | 149           | 168           | 170           | 154           | 154           | 179           |               |               | 1591         | 16.84%                    | 10.26%              |
| R15 - Bridgewater R.S.            | 20            | 9             | 19            | 12            | 24            | 24            | 22            | 19            | 14            | 14            |               |               | 177          | 1.87%                     | 1.14%               |
| R16 - Craigs/Augusta Spr.         | 37            | 35            | 38            | 33            | 34            | 43            | 43            | 43            | 50            | 44            |               |               | 400          | 4.23%                     | 2.58%               |
| R18 - New Hope                    | 61            | 70            | 59            | 56            | 56            | 61            | 64            | 49            | 60            | 74            |               |               | 610          | 6.46%                     | 3.93%               |
| R20 - Grottoes R.S.               | 25            | 31            | 33            | 41            | 44            | 25            | 31            | 45            | 41            | 43            |               |               | 359          | 3.80%                     | 2.31%               |
| R21 - Mt. Solon R.S.              | 31            | 24            | 25            | 14            | 38            | 38            | 30            | 28            | 24            | 22            |               |               | 274          | 2.90%                     | 1.77%               |
| R25 - Riverheads                  | 70            | 73            | 91            | 79            | 95            | 74            | 97            | 79            | 82            | 91            |               |               | 831          | 8.80%                     | 5.36%               |
| R26 - Weyers Cave R.S.            | 82            | 70            | 70            | 71            | 78            | 85            | 82            | 75            | 88            | 74            |               |               | 775          | 8.20%                     | 5.00%               |
| Augusta Health Transport          | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             | 0             |               |               | 0            | 0.00%                     | 0.00%               |
| Wintergreen                       | 5             | 0             | 1             | 3             | 1             | 1             | 7             | 1             | 1             | 4             |               |               | 24           | 0.25%                     | 0.15%               |
| <b>FIRE TOTALS</b>                | <b>694</b>    | <b>528</b>    | <b>603</b>    | <b>511</b>    | <b>545</b>    | <b>565</b>    | <b>723</b>    | <b>710</b>    | <b>587</b>    | <b>599</b>    | <b>0</b>      | <b>0</b>      | <b>6065</b>  | <b>39.10%</b>             |                     |
| <b>RESCUE TOTALS</b>              | <b>984</b>    | <b>952</b>    | <b>937</b>    | <b>815</b>    | <b>895</b>    | <b>953</b>    | <b>1059</b>   | <b>907</b>    | <b>969</b>    | <b>975</b>    | <b>0</b>      | <b>0</b>      | <b>9446</b>  | <b>60.90%</b>             |                     |
| <b>TOTAL EMERGENCY DISPATCHES</b> | <b>1678</b>   | <b>1480</b>   | <b>1540</b>   | <b>1326</b>   | <b>1440</b>   | <b>1518</b>   | <b>1782</b>   | <b>1617</b>   | <b>1556</b>   | <b>1574</b>   | <b>0</b>      | <b>0</b>      | <b>15511</b> | <b>100.00%</b>            |                     |
| <b>TOTAL EMERGENCY INCIDENTS</b>  | <b>1306</b>   | <b>1202</b>   | <b>1225</b>   | <b>1108</b>   | <b>1147</b>   | <b>1242</b>   | <b>1398</b>   | <b>1260</b>   | <b>1285</b>   | <b>1302</b>   |               |               | <b>12475</b> |                           |                     |

CALLS TURNED OVER TO NEXT  
DUE AGENCIES  
MONTHLY REPORT FOR 2020

|  | January            | February | March | April | May | June | July | August | September | October | November | December | Total<br>CALLS TURNED<br>OVER TO NEXT<br>DUE AGENCIES | % of Total |      |
|--|--------------------|----------|-------|-------|-----|------|------|--------|-----------|---------|----------|----------|---|------------|------|
| <b>FIRE &amp; RESCUE COMPANIES</b>         | <b>TOTAL CALLS</b> |          |       |       |     |      |      |        |           |         |          |          |   |            |      |
| Staunton - SS1                             | 104                | 0        | 0     | 0     | 1   | 0    | 0    | 0      | 0         | 0       |          |          | 1   | 1.0%       |      |
| Staunton - SS2                             | 73                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       |          |          | 0   | 0.0%       |      |
| 1 - Waynesboro                             | 102                | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       |          |          | 0   | 0.0%       |      |
| 2 - Deerfield                              | 71                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 3         | 0       |          |          | 3   | 4.2%       |      |
| 3 - Middlebrook                            | 115                | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       |          |          | 0   | 0.0%       |      |
| 4 - Churchville                            | 233                | 2        | 1     | 2     | 1   | 1    | 1    | 0      | 1         | 1       |          |          | 11  | 4.7%       |      |
| 5 - Weyers Cave                            | 425                | 0        | 0     | 0     | 0   | 0    | 2    | 1      | 0         | 6       |          |          | 9   | 2.1%       |      |
| 6 - Verona                                 | 601                | 1        | 7     | 1     | 2   | 3    | 3    | 6      | 2         | 3       | 1        |          | 29  | 4.8%       |      |
| 7 - Stuarts Draft                          | 431                | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 1         | 0       |          |          | 1   | 0.2%       |      |
| 8 - Craigsville                            | 132                | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       |          |          | 0   | 0.0%       |      |
| 9 - Dooms                                  | 430                | 0        | 0     | 0     | 1   | 0    | 0    | 0      | 1         | 1       | 1        |          | 4   | 0.9%       |      |
| 10 - Augusta County                        | 977                | 5        | 1     | 1     | 0   | 3    | 1    | 6      | 8         | 2       | 4        |          | 31  | 3.2%       |      |
| 11 - Preston L. Yancey                     | 605                | 0        | 0     | 0     | 1   | 0    | 0    | 0      | 0         | 0       |          |          | 1   | 0.2%       |      |
| 12 - Raphine                               | 114                | 1        | 0     | 1     | 0   | 0    | 0    | 0      | 1         | 0       | 0        |          | 3   | 2.6%       |      |
| 14 - Swoope                                | 289                | 1        | 0     | 0     | 0   | 1    | 0    | 1      | 0         | 1       | 1        |          | 5   | 1.7%       |      |
| 15 - Bridgewater                           | 80                 | 0        | 0     | 0     | 1   | 0    | 0    | 0      | 0         | 0       | 0        |          | 1   | 1.3%       |      |
| 17 - Clover Hill                           | 5                  | 0        | 0     | 0     | 0   | 0    | 0    | 1      | 0         | 0       | 0        |          | 1   | 20.0%      |      |
| 18 - New Hope                              | 194                | 1        | 1     | 3     | 1   | 5    | 1    | 4      | 5         | 4       | 2        |          | 27  | 13.9%      |      |
| 19 - Wilson                                | 177                | 3        | 2     | 2     | 0   | 0    | 0    | 1      | 2         | 3       | 2        |          | 15  | 8.5%       |      |
| 20 - Grottoes                              | 214                | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| 21 - Mt. Solon                             | 132                | 0        | 0     | 0     | 0   | 0    | 2    | 1      | 0         | 0       | 0        |          | 3   | 2.3%       |      |
| 25 - Riverheads                            | 487                | 0        | 3     | 4     | 2   | 3    | 2    | 1      | 3         | 1       | 1        |          | 20  | 4.1%       |      |
| 80 - Walkers Creek                         | 27                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| SVRA                                       | 6                  | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| Goshen                                     | 19                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| South River                                | 7                  | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| Wintergreen                                | 15                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| R1 - W'boro First Aid                      | 617                | 0        | 0     | 1     | 0   | 2    | 1    | 1      | 0         | 1       | 1        |          | 7   | 1.1%       |      |
| R2 - Deerfield R.S.                        | 92                 | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 1         | 1       | 0        |          | 2   | 2.2%       |      |
| R4 - Churchville R.S.                      | 601                | 5        | 4     | 5     | 3   | 6    | 6    | 11     | 5         | 1       | 2        |          | 48  | 8.0%       |      |
| R5 - Staunton/Augusta R.S.                 | 1,528              | 4        | 2     | 0     | 1   | 1    | 5    | 3      | 3         | 6       | 1        |          | 26  | 1.7%       |      |
| R6 - Stuarts Draft R.S.                    | 1,567              | 2        | 5     | 5     | 2   | 4    | 8    | 13     | 8         | 10      | 12       |          | 69  | 4.4%       |      |
| *Special Events - Reserve Amb              | 0                  | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | #DIV/0!    |      |
| R11 - Preston L. Yancey                    | 1,591              | 1        | 1     | 1     | 1   | 0    | 1    | 1      | 0         | 1       | 2        |          | 9   | 0.6%       |      |
| R15 - Bridgewater R.S.                     | 177                | 2        | 2     | 2     | 1   | 2    | 0    | 1      | 3         | 1       | 0        |          | 14  | 7.9%       |      |
| R16 - Craigs/Augusta Spr.                  | 400                | 0        | 6     | 3     | 0   | 5    | 1    | 0      | 2         | 2       | 3        |          | 22  | 5.5%       |      |
| R18 - New Hope                             | 610                | 4        | 6     | 3     | 2   | 4    | 4    | 5      | 4         | 6       | 3        |          | 41  | 6.7%       |      |
| R20 - Grottoes R.S.                        | 359                | 0        | 2     | 1     | 1   | 1    | 0    | 0      | 2         | 3       | 3        |          | 13  | 3.6%       |      |
| R21 - Mt. Solon R.S.                       | 274                | 1        | 1     | 4     | 1   | 5    | 6    | 4      | 1         | 4       | 2        |          | 29  | 10.6%      |      |
| R25 - Riverheads R.S.                      | 831                | 5        | 2     | 8     | 1   | 5    | 6    | 5      | 4         | 4       | 3        |          | 43  | 5.2%       |      |
| R26 - Weyers Cave R.S.                     | 775                | 6        | 7     | 3     | 4   | 3    | 5    | 4      | 3         | 3       | 2        |          | 40  | 5.2%       |      |
| Augusta Health Transport                   | 0                  | 0        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 0   | 0.0%       |      |
| Wintergreen                                | 24                 | 1        | 0     | 0     | 0   | 0    | 0    | 0      | 0         | 0       | 0        |          | 1   | 4.2%       |      |
|  |                    |          |       |       |     |      |      |        |           |         |          |          | 0   |            |      |
| <b>FIRE TOTALS</b>                         | 6,065              | 14       | 15    | 15    | 9   | 17   | 10   | 24     | 23        | 20      | 19       | 0        | 0   | 165        | 2.7% |
| <b>RESCUE TOTALS</b>                       | 9,446              | 31       | 38    | 36    | 17  | 38   | 43   | 48     | 36        | 43      | 34       | 0        | 0   | 364        | 3.9% |
| <b>TOTAL CALLS TURNED OVER TO NEXT DUE</b> | 15,511             | 45       | 53    | 50    | 26  | 55   | 53   | 72     | 59        | 63      | 53       | 0        | 0   | 529        | 3.4% |



| COMPANY | DATE                   | LOCATION                          | CALL TYPE                    | REASON FOR NEXT DUE RESPONSE                       |
|---------|------------------------|-----------------------------------|------------------------------|--|
| C10     | 10/2/2020 9:07:42 AM   | 830 PAUL ST                       | SMOKE IN A STRUCTURE         | NO OTHER CALL - CREW TRAINING                      |
| C10     | 10/3/2020 4:09:35 PM   | VALLEY CENTER DR                  | UNRESPONSIVE/UNCONSCIOUS     | ON ANOTHER CALL                                    |
| C10     | 10/24/2020 3:13:54 PM  | HILLTOP TERRACE RD                | SEIZURE DISORDER             | ON ANOTHER CALL                                    |
| C10     | 10/26/2020 2:45:20 PM  | 66 HEATHER LN                     | CHEST PAINS                  | NO OTHER CALL - E102 AT THE GC, SFD E-1 WAS CLOSER |
| C14     | 10/22/2020 4:16:55 AM  | ROLLING THUNDER LN                | FIRE ALARM - 1ST             | NOT ON ANY OTHER CALL                              |
| C18     | 10/25/2020 2:28:54 PM  | BATTLEFIELD RD/HATCHERY RD        | AUTOMOBILE ACCIDENT          | C18 NOT ON ANY OTHER CALL/R18 ON THIS CALL         |
| C18     | 10/28/2020 1:18:27 PM  | LONG MEADOW RD/MADRID RD          | AUTOMOBILE ACCIDENT          | C18 NOT ON ANY OTHER CALL/R18 ON THIS CALL         |
| C19     | 10/13/2020 8:32:44 AM  | MOUNT TORREY RD                   | MOTORCYCLE ACCIDENT          | NOT ON ANY OTHER CALL                              |
| C19     | 10/21/2020 12:00:29 PM | MOUNT TORREY RD                   | LIFTING ASSISTANCE           | NOT ON ANY OTHER CALL                              |
| C25     | 10/12/2020 10:42:39 AM | 120 ST HWY 262 N                  | AUTOMOBILE ACCIDENT          | NOT ON ANY OTHER CALL                              |
| C4      | 10/23/2020 12:22:00 PM | LORI LN                           | LIFTING ASSISTANCE           | C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL           |
| C5      | 10/21/2020 7:30:47 PM  | WEYERS CAVE RD                    | UNKNOWN SITUATION            | NOT ON ANY OTHER CALL                              |
| C5      | 10/31/2020 2:49:18 PM  | 2300 I 81 N                       | VEHICLE FIRE                 | NOT ON ANY OTHER CALL                              |
| C5      | 10/31/2020 2:49:18 PM  | 2300 I 81 N                       | BACK PAIN (NON-TRAUMA/PRIOR) | NOT ON ANY OTHER CALL                              |
| C5      | 10/31/2020 6:52:45 PM  | 2340 I 81 N                       | ACCIDENT INVOLVING AN ANIMAL | NOT ON ANY OTHER CALL                              |
| C5      | 10/31/2020 7:43:00 PM  | 2350 I 81 N                       | FIRE - TRACTOR TRAILER       | NOT ON ANY OTHER CALL                              |
| C5      | 10/31/2020 8:50:39 PM  | 2300 I 81 N                       | AUTOMOBILE ACCIDENT          | NOT ON ANY OTHER CALL                              |
| C6      | 10/5/2020 1:07:59 AM   | BAKER LN                          | SEIZURE DISORDER             | NOT ON ANY OTHER CALL                              |
| C9      | 10/25/2020 6:14:10 AM  | CRIMORA MINE RD                   | MANPOWER REQUEST             | NOT ON ANY OTHER CALL                              |
| R1      | 10/11/2020 11:32:16 PM | MOUNTAIN RIDGE LN                 | CHEST PAINS                  | NO CREW AVAILABLE???                               |
| R11     | 10/5/2020 8:19:55 AM   | N WINDSONG CT                     | DIFFICULTY BREATHING         | ON ANOTHER CALL                                    |
| R11     | 10/14/2020 3:12:53 PM  | N MEDICAL PARK DR                 | FALL                         | R11 ON ANOTHER CALL/C11 ON THIS CALL               |
| R16     | 10/2/2020 7:32:39 PM   | N HANCOCK ST                      | PAIN (NON TRAUMATIC)         | ON ANOTHER CALL                                    |
| R16     | 10/19/2020 8:46:17 AM  | ESTALINE VALLEY RD                | CHEST PAINS                  | ON ANOTHER CALL                                    |
| R16     | 10/19/2020 10:30:41 AM | ESTALINE VALLEY RD                | CHEST PAINS                  | ON ANOTHER CALL                                    |
| R18     | 10/11/2020 10:59:24 AM | PIEDMONT RD                       | ANIMAL BITE                  | ON ANOTHER CALL                                    |
| R18     | 10/12/2020 4:37:03 AM  | CRIMORA MINE RD                   | SMOKE DETECTOR - DLOC        | R18 NOT ON ANY OTHER CALL/C18 ON THIS CALL         |
| R18     | 10/25/2020 6:15:15 AM  | CRIMORA MINE RD                   | BACK PAIN (NON-TRAUMA/PRIOR) | ON ANOTHER CALL                                    |
| R20     | 10/2/2020 7:37:47 PM   | WAKEHAVEN LN                      | LAW ASSIST                   | ON ANOTHER CALL                                    |
| R20     | 10/14/2020 1:27:53 AM  | PINE CREEK LN                     | PAIN (NON TRAUMATIC)         | ON ANOTHER CALL                                    |
| R20     | 10/26/2020 7:27:38 PM  | HARRISTON RD                      | ALCOHOL RELATED ILLNESS      | ON ANOTHER CALL                                    |
| R21     | 10/8/2020 2:38:53 AM   | MOFFETT BRANCH RD                 | MEDICAL ALERT                | NOT ON ANY OTHER CALL                              |
| R21     | 10/16/2020 9:26:59 PM  | TOWERS RD                         | ALTERED MENTAL STATUS        | NOT ON ANY OTHER CALL                              |
| R25     | 10/15/2020 5:23:40 AM  | OLD GREENVILLE RD                 | PAIN (NON TRAUMATIC)         | ON ANOTHER CALL                                    |
| R25     | 10/18/2020 7:21:19 PM  | LEE-JACKSON HWY/STAGECOACH RD     | ACCIDENT INVOLVING AN ANIMAL | ON ANOTHER CALL                                    |
| R25     | 10/21/2020 5:55:02 PM  | STINGY HOLLOW RD                  | AIRWAY OBSTRUCTION           | ON ANOTHER CALL                                    |
| R26     | 10/4/2020 9:51:37 PM   | PLEASANT VALLEY RD                | SICK/ILLNESS SYMPTOMS        | ON ANOTHER CALL                                    |
| R26     | 10/16/2020 11:53:10 AM | COLLEGE LN                        | SYNCPAL/NEAR FAINTING        | ON ANOTHER CALL                                    |
| R4      | 10/6/2020 3:45:32 PM   | BUFFALO GAP HWY                   | LAW ASSIST                   | ON ANOTHER CALL                                    |
| R4      | 10/30/2020 12:22:30 PM | BROWN RIDGE LN                    | STRUCTURE FIRE - RESIDENTIAL | R4 NOT ON ANY OTHER CALL/C4 ON THIS CALL           |
| R5      | 10/29/2020 12:39:35 AM | HILLTOP TERRACE RD                | ALTERED MENTAL STATUS        | ON ANOTHER CALL                                    |
| R6      | 10/3/2020 8:21:01 AM   | EDGEWOOD LN                       | FALL                         | NOT ON ANY OTHER CALL                              |
| R6      | 10/5/2020 1:32:48 PM   | PATTON FARM RD                    | SICK/ILLNESS SYMPTOMS        | ON ANOTHER CALL                                    |
| R6      | 10/6/2020 4:21:29 AM   | AUTUMN LN                         | BLEEDING/HEMORRHAGE          | NOT ON ANY OTHER CALL                              |
| R6      | 10/8/2020 9:48:28 AM   | HOWARDSVILLE TPKE                 | DIABETIC EMERGENCY           | ON ANOTHER CALL                                    |
| R6      | 10/15/2020 5:43:22 PM  | STUARTS DRAFT HWY                 | PAIN (NON TRAUMATIC)         | ON ANOTHER CALL                                    |
| R6      | 10/17/2020 1:48:16 AM  | LAKE RD                           | ABDOMINAL PAIN               | NOT ON ANY OTHER CALL                              |
| R6      | 10/19/2020 11:39:17 AM | STUART AVE                        | STROKE                       | ON ANOTHER CALL                                    |
| R6      | 10/19/2020 8:32:06 PM  | WHITE HILL RD                     | UNKNOWN SITUATION            | ON ANOTHER CALL                                    |
| R6      | 10/24/2020 7:03:42 PM  | PATTON FARM RD                    | RESPIRATORY EMERGENCY        | NOT ON ANY OTHER CALL                              |
| R6      | 10/24/2020 8:33:48 PM  | CANTON LN                         | SYNCPAL/NEAR FAINTING        | NOT ON ANY OTHER CALL                              |
| R6      | 10/25/2020 4:42:00 AM  | PROVENCE DR                       | UNKNOWN SITUATION            | NOT ON ANY OTHER CALL                              |
| R6      | 10/26/2020 1:31:05 PM  | MOUNT TORREY RD/HOWARDSVILLE TPKE | MOTORCYCLE ACCIDENT          | ON ANOTHER CALL                                    |

|                |    |
|----------------|----|
| Weekend        | 18 |
| 6 a - 6 p      | 21 |
| 6 p - 6 a      | 14 |
| Unbinded Total | 53 |

CAREER CALLS ANSWERED  
2020 FIGURES

| CAREER | NAME                        | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEPT | OCT | NOV | DEC | CAREER       | AGENCY       | TOTAL    |
|--------|-----------------------------|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|--------------|--------------|----------|
|        |                             |     |     |     |     |     |     |     |     |      |     |     |     | YEARLY TOTAL | YEARLY TOTAL | CAREER % |
| CO-11  | Preston L. Yancey Fire      | 73  | 60  | 61  | 42  | 52  | 65  | 60  | 69  | 51   | 70  |     |     | 603          | 605          | 99.67%   |
| CO-11  | City of Waynesboro          | 4   | 5   | 1   | 1   |     | 3   | 1   | 3   | 3    | 2   |     |     | 23           |              | 3.81%    |
| R-11   | Preston L. Yancey Rescue    | 148 | 170 | 162 | 130 | 149 | 167 | 169 | 154 | 153  | 177 |     |     | 1,579        | 1,591        | 99.25%   |
| R-11   | City of Waynesboro          |     | 7   |     | 2   | 4   | 2   | 4   | 3   | 1    | 1   |     |     | 24           |              | 1.52%    |
| CO-18  | New Hope Fire               | 8   | 16  | 6   | 7   | 13  | 7   | 10  | 23  | 8    | 6   |     |     | 104          | 194          | 53.61%   |
| CO-18  | Extended Run Area           |     |     | 1   |     | 1   |     |     |     |      | 1   |     |     | 3            |              | 2.88%    |
| CO-18  | City of Waynesboro          |     |     |     |     |     |     |     |     |      |     |     |     | 0            |              | 0.00%    |
| CO-18  | City of Staunton            |     |     |     |     |     |     |     |     |      |     |     |     | 0            |              | 0.00%    |
| R-18   | New Hope Rescue             | 55  | 64  | 56  | 54  | 52  | 57  | 59  | 44  | 53   | 69  |     |     | 563          | 610          | 92.30%   |
| R-18   | Extended Run Area           | 2   |     |     |     | 1   | 1   |     |     |      |     |     |     | 4            |              | 0.71%    |
| R-18   | City of Waynesboro          |     | 1   |     |     |     |     |     |     | 1    |     |     |     | 2            |              | 0.36%    |
| R-18   | City of Staunton            |     | 1   |     | 1   |     |     |     |     |      | 2   |     |     | 4            |              | 0.71%    |
| R-6    | Stuarts Draft Rescue        | 62  | 65  | 69  | 59  | 47  | 50  | 68  | 55  | 65   | 62  |     |     | 602          | 1,567        | 38.42%   |
| R-6    | City of Staunton            |     |     |     |     |     |     |     |     |      | 7   |     |     | 7            |              | 1.16%    |
| R-6    | City of Waynesboro          |     |     |     |     |     |     |     | 1   |      |     |     |     | 1            |              | 0.17%    |
| R-6    | Extended Run Area           |     |     |     |     |     |     |     |     |      |     |     |     | 0            |              | 0.00%    |
| R-16   | Craigsville-Augusta Springs | 37  | 29  | 35  | 33  | 25  | 42  | 42  | 41  | 48   | 41  |     |     | 373          | 400          | 93.25%   |
| R-16   | Rockbridge County           | 1   |     | 4   | 1   |     | 1   | 1   | 5   | 1    | 5   |     |     | 19           |              | 5.09%    |
| CO-9   | Dooms Fire                  | 30  | 8   | 15  | 23  | 16  | 15  | 17  | 14  | 17   | 20  |     |     | 175          | 430          | 40.70%   |
| CO-9   | City of Waynesboro          | 5   |     | 1   | 1   | 1   | 2   | 1   |     | 1    | 2   |     |     | 14           |              | 8.00%    |
| CO-6   | Verona Fire                 | 36  | 17  | 18  | 27  | 21  | 31  | 36  | 21  | 26   | 32  |     |     | 265          | 601          | 44.09%   |
| CO-6   | City of Staunton            | 1   | 1   |     | 1   |     |     |     |     | 3    |     |     |     | 6            |              | 2.26%    |
| CO-3   | Middlebrook                 | 7   | 3   | 9   | 8   | 5   | 7   | 9   | 6   | 4    | 5   |     |     | 63           | 115          | 54.78%   |
| CO-3   | Extended Run Area           |     |     | 1   |     |     |     |     |     | 1    |     |     |     | 2            |              | 3.17%    |
| CO-2   | Deerfield Fire              | 5   | 5   | 2   | 11  | 1   | 5   | 9   | 5   | 6    | 2   |     |     | 51           | 71           | 71.83%   |
| CO-2   | Highland County             |     |     |     |     |     |     |     |     |      |     |     |     | 0            |              | 0.00%    |
| CO-2   | Extended Run Area           |     |     |     | 1   |     | 1   |     |     |      |     |     |     | 2            |              | 3.92%    |

|  |                    |     |     |     |     |     |     |     |     |     |     |   |   |      |        |        |
|--|--------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|---|---|------|--------|--------|
| RS-2                                     | Deerfield Rescue   | 12  | 9   | 4   | 8   | 9   | 7   | 15  | 11  | 11  | 4   |   |   | 90   | 92     | 97.83% |
| RS-2                                     | Highland County    |     | 1   | 1   | 1   |     |     |     | 1   | 1   |     |   |   | 5    |        | 5.56%  |
| RS-2                                     | Extended Run Area  | 1   | 1   |     |     | 1   | 1   | 1   | 1   |     |     |   |   | 6    |        | 6.67%  |
| CO & R-4                                 | Churchville Fire   | 11  | 4   | 7   | 1   | 6   | 3   | 10  | 10  | 20  | 12  |   |   | 84   | 233    | 36.05% |
| CO & R-4                                 | Highland County    |     |     |     |     |     |     |     |     |     |     |   |   | 0    |        | 0.00%  |
| CO & R-4                                 | Extended Run Area  | 5   |     | 2   |     | 2   |     | 3   | 1   |     |     |   |   | 13   |        | 15.48% |
| CO & R-4                                 | City of Staunton   |     |     |     |     |     |     |     |     | 1   |     |   |   | 1    |        | 1.19%  |
| CO & R-4                                 | Churchville Rescue | 26  | 25  | 24  | 18  | 23  | 23  | 26  | 33  | 52  | 71  |   |   | 321  | 601    | 53.41% |
| CO & R-4                                 | Highland County    |     |     |     |     |     |     |     |     |     |     |   |   | 0    |        | 0.00%  |
| CO & R-4                                 | Extended Run Area  | 1   | 3   | 2   | 3   | 2   | 1   |     | 6   |     |     |   |   | 18   |        | 5.61%  |
| CO & R-4                                 | City of Staunton   | 8   | 1   | 1   | 2   |     | 4   | 2   | 4   |     | 8   |   |   | 30   |        | 9.35%  |
| CO & R-21                                | Mount Solon Fire   | 7   | 3   | 3   | 4   | 2   | 6   | 4   | 5   | 4   | 3   |   |   | 41   | 132    | 31.06% |
| CO & R-21                                | Rockingham County  |     | 1   |     |     |     |     |     |     |     |     |   |   | 1    |        | 2.44%  |
| CO & R-21                                | Mount Solon Rescue | 9   | 14  | 6   | 6   | 14  | 18  | 11  | 12  | 11  | 9   |   |   | 110  | 274    | 40.15% |
| CO & R-21                                | Rockingham County  |     | 2   |     |     |     | 2   | 2   |     | 2   |     |   |   | 8    |        | 7.27%  |
| R-25                                     | Riverheads Rescue  | 65  | 71  | 83  | 78  | 90  | 68  | 92  | 75  | 78  | 88  |   |   | 788  | 831    | 94.83% |
| R-25                                     | Rockbridge County  | 4   | 1   | 2   | 2   | 2   | 1   | 2   | 1   | 3   | 5   |   |   | 23   |        | 2.92%  |
| R-25                                     | City of Staunton   | 4   | 3   | 1   | 2   |     | 2   | 3   | 1   | 1   | 5   |   |   | 22   |        | 2.79%  |
| R-26                                     | Weyers Cave Rescue | 76  | 63  | 67  | 67  | 75  | 79  | 78  | 70  | 85  | 72  |   |   | 732  | 775    | 94.45% |
| R-26                                     | Rockingham County  | 29  | 20  | 23  | 21  | 29  | 35  | 28  | 26  | 36  | 24  |   |   | 271  |        | 37.02% |
| R-26                                     | City of Staunton   |     |     |     |     |     |     |     |     |     |     |   |   | 0    |        | 0.00%  |
| CO-10                                    | Augusta County     | 110 | 78  | 83  | 66  | 78  | 96  | 93  | 104 | 114 | 119 |   |   | 941  | 977    | 96.32% |
| CO-10                                    | City of Staunton   | 37  | 30  | 31  | 32  | 23  | 24  | 30  | 35  | 49  | 31  |   |   | 322  |        | 34.22% |
| TOTAL MONTHLY ACFR CAREER CALLS ANSWERED |                    | 777 | 704 | 710 | 642 | 678 | 746 | 808 | 752 | 806 | 862 | 0 | 0 | 7485 | 10,099 | 74.12% |

24/7 Stations

FIGURES REPRESENT CALLS DURING HOURS CAREER ARE ASSIGNED TO STATIONS  
2020 FIGURES

| CAREER  | NAME   | JAN | FEB | MAR | APR | MAY | JUN | JUL | AUG | SEPT | OCT | NOV | DEC | YEARLY TOTAL |
|---|--|-----|-----|-----|-----|-----|-----|-----|-----|------|-----|-----|-----|--------------|
| CO-11   | Preston L. Yancey Fire                                 | 73  | 60  | 61  | 43  | 52  | 65  | 61  | 69  | 51   | 70  | 0   | 0   | 605          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 0   | 0   | 0   | 1   | 0   | 0   | 1   | 0   | 0    | 0   |     |     | 2            |
|   | Career Only  | 68  | 56  | 54  | 42  | 49  | 63  | 57  | 67  | 50   | 68  |     |     | 574          |
|   | Career and Volunteer                                   | 5   | 4   | 7   | 0   | 3   | 2   | 3   | 2   | 1    | 2   |     |     | 29           |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| RES-11  | Rescue 11  | 150 | 173 | 163 | 131 | 149 | 168 | 170 | 154 | 154  | 179 | 0   | 0   | 1591         |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 2   | 3   | 1   | 1   | 0   | 1   | 1   | 0   | 1    | 2   |     |     | 12           |
|   | Career Only  | 148 | 170 | 161 | 130 | 149 | 167 | 169 | 153 | 137  | 160 |     |     | 1544         |
|   | Career and Volunteer                                   | 0   | 0   | 1   | 0   | 0   | 0   | 0   | 1   | 16   | 17  |     |     | 35           |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| CO-18   | New Hope Fire  | 16  | 20  | 13  | 18  | 28  | 12  | 21  | 41  | 15   | 9   | 0   | 0   | 193          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 1   | 2   | 3   | 2   | 5   | 1   | 4   | 5   | 5    | 2   |     |     | 30           |
|   | Career Only  | 4   | 10  | 3   | 6   | 8   | 1   | 5   | 11  | 5    | 4   |     |     | 57           |
|   | Career and Volunteer                                   | 4   | 6   | 3   | 1   | 5   | 6   | 5   | 12  | 3    | 2   |     |     | 47           |
|   | Volunteer Only   | 7   | 2   | 4   | 9   | 10  | 4   | 7   | 13  | 2    | 1   |     |     | 59           |
| RES-18  | New Hope Rescue  | 61  | 70  | 59  | 56  | 56  | 61  | 64  | 49  | 60   | 74  | 0   | 0   | 610          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 6   | 6   | 3   | 2   | 4   | 4   | 5   | 5   | 7    | 5   |     |     | 47           |
|   | Career Only  | 55  | 64  | 56  | 54  | 52  | 57  | 59  | 44  | 53   | 69  |     |     | 563          |
|   | Career and Volunteer                                   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    | 0   |     |     | 0            |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| RES-6   | Stuarts Draft Rescue                                   | 73  | 72  | 82  | 72  | 57  | 68  | 83  | 66  | 78   | 76  | 0   | 0   | 727          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 1   | 2   | 5   | 2   | 3   | 9   | 9   | 2   | 6    | 5   |     |     | 44           |
|   | Career Only  | 55  | 55  | 61  | 38  | 38  | 44  | 65  | 49  | 60   | 55  |     |     | 520          |
|   | Career and Volunteer                                   | 7   | 10  | 8   | 21  | 9   | 6   | 3   | 6   | 5    | 7   |     |     | 82           |
|   | Volunteer Only   | 10  | 5   | 8   | 11  | 7   | 9   | 6   | 9   | 7    | 9   |     |     | 81           |
| RES-16  | Craigsville-Augusta Springs                            | 37  | 35  | 38  | 33  | 34  | 43  | 43  | 43  | 50   | 44  | 0   | 0   | 400          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 0   | 6   | 3   | 0   | 5   | 1   | 1   | 2   | 2    | 3   |     |     | 23           |
|   | Career Only  | 37  | 29  | 35  | 33  | 29  | 42  | 41  | 41  | 48   | 41  |     |     | 376          |
|   | Career and Volunteer                                   | 0   | 0   | 0   | 0   | 0   | 0   | 1   | 0   | 0    | 0   |     |     | 1            |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| CO-9  | Dooms Fire   | 32  | 10  | 15  | 25  | 16  | 17  | 17  | 14  | 17   | 21  | 0   | 0   | 184          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 1   | 1   | 0   | 0   | 0   | 0   | 0   | 0   | 0    | 0   |     |     | 2            |
|   | Career Only  | 4   | 0   | 6   | 13  | 11  | 4   | 5   | 5   | 9    | 11  |     |     | 68           |
|   | Career and Volunteer                                   | 26  | 8   | 9   | 10  | 5   | 11  | 12  | 9   | 8    | 9   |     |     | 107          |
|   | Volunteer Only   | 1   | 1   | 0   | 2   | 0   | 2   | 0   | 0   | 0    | 1   |     |     | 7            |
| CO-6  | Verona Fire  | 38  | 22  | 19  | 29  | 22  | 31  | 37  | 22  | 28   | 33  | 0   | 0   | 281          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 0   | 1   | 0   | 0   | 0   | 0   | 0   | 0   | 0    | 0   |     |     | 1            |
|   | Career Only  | 25  | 9   | 15  | 19  | 11  | 23  | 14  | 9   | 17   | 14  |     |     | 156          |
|   | Career and Volunteer                                   | 11  | 8   | 3   | 8   | 10  | 8   | 22  | 12  | 9    | 18  |     |     | 109          |
|   | Volunteer Only   | 2   | 4   | 1   | 2   | 1   | 0   | 1   | 1   | 2    | 1   |     |     | 15           |
| CO-3  | Middlebrook Fire                                       | 7   | 3   | 9   | 9   | 5   | 7   | 10  | 6   | 5    | 6   | 0   | 0   | 67           |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 1    | 1   |     |     | 2            |
|   | Career Only  | 3   | 3   | 9   | 1   | 3   | 6   | 5   | 5   | 3    | 3   |     |     | 41           |
|   | Career and Volunteer                                   | 4   | 0   | 0   | 7   | 2   | 1   | 4   | 1   | 1    | 2   |     |     | 22           |
|   | Volunteer Only   | 0   | 0   | 0   | 1   | 0   | 0   | 1   | 0   | 0    |     |     |     | 2            |
| CO-2  | Deerfield Fire Department                              | 8   | 5   | 2   | 13  | 4   | 7   | 13  | 7   | 9    | 3   | 0   | 0   | 71           |
|   | Call Turned Over/Cancelled Prior to Response/On Rescue | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 3    | 0   |     |     | 3            |
|   | Career Only  | 0   | 1   | 0   | 1   | 1   | 0   | 0   | 0   | 1    | 0   |     |     | 4            |
|   | Career and Volunteer                                   | 5   | 4   | 2   | 10  | 3   | 5   | 9   | 5   | 5    | 2   |     |     | 50           |
|   | Volunteer Only   | 3   | 0   | 0   | 2   | 0   | 2   | 4   | 2   | 0    | 1   |     |     | 14           |
| RES-2   | Deerfield Rescue Squad                                 | 12  | 9   | 4   | 8   | 9   | 7   | 15  | 12  | 12   | 4   | 0   | 0   | 92           |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 1   | 1    | 0   |     |     | 2            |
|   | Career Only  | 10  | 8   | 3   | 8   | 5   | 5   | 11  | 8   | 11   | 4   |     |     | 73           |
|   | Career and Volunteer                                   | 2   | 1   | 1   | 0   | 4   | 2   | 4   | 3   | 0    | 0   |     |     | 17           |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| CO-4  | Churchville Fire Department                            | 15  | 9   | 12  | 6   | 10  | 9   | 16  | 12  | 28   | 24  | 0   | 0   | 141          |
|   | Call Turned Over/Cancelled Prior to Response/On Rescue | 0   | 0   | 1   | 1   | 1   | 1   | 0   | 0   | 1    | 3   |     |     | 8            |
|   | Career Only  | 4   | 3   | 1   | 0   | 2   | 2   | 7   | 4   | 5    | 4   |     |     | 32           |
|   | Career and Volunteer                                   | 7   | 1   | 6   | 1   | 4   | 1   | 3   | 6   | 15   | 8   |     |     | 52           |
|   | Volunteer Only   | 4   | 5   | 4   | 4   | 3   | 5   | 6   | 2   | 7    | 9   |     |     | 49           |
| RES-4   | Churchville Rescue Squad                               | 32  | 27  | 27  | 20  | 25  | 26  | 28  | 39  | 65   | 79  | 0   | 0   | 368          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 3   | 1   | 2   | 1   | 0   | 3   | 1   | 2   | 2    | 2   |     |     | 17           |
|   | Career Only  | 24  | 21  | 19  | 17  | 21  | 22  | 23  | 29  | 49   | 59  |     |     | 284          |
|   | Career and Volunteer                                   | 2   | 4   | 5   | 1   | 2   | 1   | 3   | 4   | 3    | 12  |     |     | 37           |
|   | Volunteer Only   | 3   | 1   | 1   | 1   | 2   | 0   | 1   | 4   | 11   | 6   |     |     | 30           |
| CO-10   | Augusta County   | 115 | 80  | 85  | 67  | 81  | 97  | 101 | 112 | 116  | 123 | 0   | 0   | 977          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 5   | 2   | 2   | 1   | 3   | 1   | 8   | 8   | 2    | 4   |     |     | 36           |
|   | Career Only  | 101 | 76  | 78  | 55  | 62  | 87  | 83  | 91  | 106  | 117 |     |     | 856          |
|   | Career and Volunteer                                   | 9   | 2   | 5   | 11  | 16  | 9   | 10  | 13  | 8    | 2   |     |     | 85           |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| CO-21   | Mount Solon Fire Department                            | 8   | 4   | 6   | 6   | 3   | 8   | 4   | 5   | 7    | 4   | 0   | 0   | 55           |
|   | Call Turned Over/Cancelled Prior to Response/On Rescue | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    | 0   |     |     | 0            |
|   | Career Only  | 0   | 1   | 1   | 0   | 0   | 3   | 1   | 3   | 1    | 1   |     |     | 11           |
|   | Career and Volunteer                                   | 7   | 2   | 2   | 4   | 2   | 3   | 3   | 2   | 3    | 2   |     |     | 30           |
|   | Volunteer Only   | 1   | 1   | 3   | 2   | 1   | 2   | 0   | 0   | 3    | 1   |     |     | 14           |
| RES-21  | Mount Solon Rescue Squad                               | 12  | 16  | 7   | 8   | 15  | 19  | 13  | 13  | 15   | 10  | 0   | 0   | 128          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 1   | 0   | 0   | 1   | 0   | 1   | 0   | 0   | 1    | 0   |     |     | 4            |
|   | Career Only  | 6   | 5   | 2   | 3   | 10  | 11  | 5   | 8   | 10   | 5   |     |     | 65           |
|   | Career and Volunteer                                   | 3   | 9   | 4   | 3   | 4   | 7   | 6   | 4   | 1    | 4   |     |     | 45           |
|   | Volunteer Only   | 2   | 2   | 1   | 1   | 1   | 0   | 2   | 1   | 3    | 1   |     |     | 14           |
| RES-25  | Riverheads Rescue                                      | 70  | 73  | 91  | 79  | 95  | 74  | 97  | 79  | 82   | 91  | 0   | 0   | 831          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 5   | 2   | 8   | 1   | 5   | 6   | 5   | 4   | 4    | 3   |     |     | 43           |
|   | Career Only  | 62  | 70  | 83  | 78  | 90  | 67  | 92  | 75  | 78   | 88  |     |     | 783          |
|   | Career and Volunteer                                   | 3   | 1   | 0   | 0   | 0   | 1   | 0   | 0   | 0    | 0   |     |     | 5            |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| RES-26  | Weyers Cave Rescue                                     | 82  | 70  | 70  | 71  | 78  | 85  | 82  | 75  | 88   | 74  | 0   | 0   | 775          |
|   | Call Turned Over/Cancelled Prior to Response/Standby   | 6   | 7   | 3   | 4   | 3   | 6   | 4   | 5   | 3    | 2   |     |     | 43           |
|   | Career Only  | 76  | 61  | 67  | 67  | 75  | 79  | 78  | 70  | 85   | 72  |     |     | 730          |
|   | Career and Volunteer                                   | 0   | 2   | 0   | 0   | 0   | 0   | 0   | 0   | 0    | 0   |     |     | 2            |
|   | Volunteer Only   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0   | 0    |     |     |     | 0            |
| YTD TOTAL OF CALLS DURING HOURS CAREER ARE ASSIGNED TO STATIONS |  |     |     |     |     |     |     |     |     |      |     |     |     | 8096         |

**COUNTY OF AUGUSTA**  
**Quarterly Financial Report**  
**Revenue and Expenditures by Fund**  
**For the Quarter Ended September 2020**

| <b>REVENUE</b>       |                       |                      |                           |                              |  |                              |                              |
|----------------------|-----------------------|----------------------|---------------------------|------------------------------|--|------------------------------|------------------------------|
| <u>Fund</u>          | <u>Budget</u>         | <u>Actual</u>        | <u>Balance to Collect</u> | <u>Percent (%) Collected</u> | <u>Explanation</u>                               | <u>Prior Year YTD Actual</u> | <u>Percent (%) Collected</u> |
| 11 General           | 98,866,875.00         | 12,343,809.54        | 86,523,065.46             | 12%                          |  | 8,838,791.92                 | 9%                           |
| 12 Fire Revolving    | 308,600.00            | -                    | 308,600.00                | 0%                           |  | -                            | 0%                           |
| 13 Asset Forfeiture  | 12,300.00             | (246.27)             | 12,546.27                 | -1%                          | Revenue is dependant upon seizure                | 2,116.32                     | 4%                           |
| 14 EDA               | 470,000.00            | -                    | 470,000.00                | 0%                           |  | -                            | 0%                           |
| 15 Revenue Recovery  | 1,820,900.00          | 519,308.36           | 1,301,591.64              | 29%                          |  | 503,066.18                   | 31%                          |
| 20 CARES             | -                     | 6,674,348.16         | (6,674,348.16)            | 50%                          | budget will be adjusted in revised               | -                            | 0%                           |
| 23 VPA               | 13,286,846.00         | 2,197,688.96         | 11,089,157.04             | 17%                          |  | 2,256,274.72                 | 17%                          |
| 24 CSA               | 5,750,000.00          | 256,318.06           | 5,493,681.94              | 4%                           | could be a timing issue of receiving state funds | 725,957.54                   | 15%                          |
| 41 School            | 113,689,497.00        | 25,666,394.01        | 88,023,102.99             | 23%                          |  | 26,944,185.23                | 24%                          |
| 43 Cafeteria         | 4,448,750.00          | 718,178.85           | 3,730,571.15              | 15%                          |  | 649,770.08                   | 15%                          |
| 44 School Capital    | 1,107,207.00          | 5,921.44             | 1,101,285.56              | 0%                           |  | 6,674.31                     | 0%                           |
| 45 Debt              | 7,956,961.00          | 5,709,669.58         | 2,247,291.42              | 72%                          |  | 6,629,773.26                 | 78%                          |
| 47 Head Start        | 3,110,565.00          | 522,074.68           | 2,588,490.32              | 17%                          |  | 352,751.59                   | 12%                          |
| 48 Governor's School | 1,797,776.00          | 51,357.40            | 1,746,418.60              | 3%                           |  | 49,823.50                    | 3%                           |
| 70 County Capital    | 6,435,040.00          | 712,019.47           | 5,723,020.53              | 9%                           |  | 719,098.79                   | 7%                           |
|                      | <u>259,061,317.00</u> | <u>55,376,842.24</u> | <u>203,684,474.76</u>     |                              |  | <u>47,678,283.44</u>         |                              |

| <b>EXPENDITURES</b>  |                       |                      |                       |                          |   |                              |                          |
|----------------------|-----------------------|----------------------|-----------------------|--------------------------|---|------------------------------|--------------------------|
| <u>Fund</u>          | <u>Budget</u>         | <u>Actual</u>        | <u>Unencumbered</u>   | <u>Percent (%) Spent</u> | <u>Explanation</u>                        | <u>Prior Year YTD Actual</u> | <u>Percent (%) Spent</u> |
| 11 General           | 101,159,642.00        | 27,781,185.39        | 73,378,456.61         | 27%                      |   | 30,958,915.82                | 31%                      |
| 12 Fire Revolving    | 605,000.00            | -                    | 605,000.00            | 0%                       |   | 8,144.45                     | 1%                       |
| 13 Asset Forfeiture  | 48,000.00             | 8,341.02             | 39,658.98             | 17%                      |   | 13,270.19                    | 28%                      |
| 14 EDA               | 470,000.00            | 1,814.96             | 468,185.04            | 0%                       |   | -                            | 0%                       |
| 15 Revenue Recovery  | 1,820,900.00          | 401,567.20           | 1,419,332.80          | 22%                      |   | 339,298.77                   | 21%                      |
| 20 CARES             | 4,019,844.00          | 3,779,926.89         | 239,917.11            | 94%                      | expenditures will be corrected in revised | -                            | 0%                       |
| 23 VPA               | 13,286,846.00         | 3,082,097.63         | 10,204,748.37         | 23%                      |   | 3,180,314.13                 | 23%                      |
| 24 CSA               | 5,750,000.00          | 557,506.78           | 5,192,493.22          | 10%                      |   | 725,957.38                   | 15%                      |
| 41 School            | 113,689,497.00        | 21,796,670.34        | 91,892,826.66         | 19%                      |   | 22,457,408.02                | 20%                      |
| 43 Cafeteria         | 4,716,110.00          | 806,379.89           | 3,909,730.11          | 17%                      |   | 919,496.02                   | 21%                      |
| 44 School Capital    | 1,503,488.00          | 529,139.00           | 974,349.00            | 35%                      |   | 23,660.76                    | 2%                       |
| 45 Debt              | 7,956,961.00          | 5,431,871.90         | 2,525,089.10          | 68%                      |   | 6,629,772.44                 | 78%                      |
| 47 Head Start        | 3,110,565.00          | 859,548.57           | 2,251,016.43          | 28%                      |   | 608,685.08                   | 20%                      |
| 48 Governor's School | 1,797,776.00          | 257,374.66           | 1,540,401.34          | 14%                      |   | 302,723.34                   | 18%                      |
| 70 County Capital    | 7,640,736.00          | 2,485,133.52         | 5,155,602.48          | 33%                      |   | 2,436,797.93                 | 23%                      |
|                      | <u>267,575,365.00</u> | <u>67,778,557.75</u> | <u>199,796,807.25</u> |                          |   | <u>68,604,444.33</u>         |                          |

Scheduled from Revenue and Expenditure Summary by Fund.

**COUNTY OF AUGUSTA**  
**Quarterly Financial Report**  
**Revenue and Expenditures-General Fund**  
**For the Quarter Ended September 2020**

| REVENUES                |                       |                      |                      |                       |   |                       |                       |
|-------------------------|-----------------------|----------------------|----------------------|-----------------------|---|-----------------------|-----------------------|
| Description             | Budget                | Actual               | Balance to Collect   | Percent (%) Collected | Explanation   | Prior Year YTD Actual | Percent (%) Collected |
| Property Taxes          | 66,527,390.00         | 2,438,788.49         | 64,088,601.51        | 4%                    |   | 2,100,814.21          | 4%                    |
| Local Taxes             | 14,257,650.00         | 3,726,892.23         | 10,530,757.77        | 26%                   | Sales tax up, Utility taxes up, BPOL up, Lodging decreased      | 3,389,499.71          | 21%                   |
| Permits                 | 630,700.00            | 158,509.61           | 472,190.39           | 25%                   |   | 177,912.32            | 28%                   |
| Fines & Forfeitures     | 330,500.00            | 54,607.36            | 275,892.64           | 17%                   |   | 71,799.06             | 22%                   |
| Use of Money & Property | 625,300.00            | 134,153.50           | 491,146.50           | 21%                   | interest on bank deposits decreased due to COVID                | 335,867.20            | 28%                   |
| Charges for Services    | 2,676,800.00          | 404,849.24           | 2,271,950.76         | 15%                   | Parks and Recreation fees are down due to COVID restrictions    | 505,368.80            | 19%                   |
| Miscellaneous           | 5,000.00              | 4,200.00             | 800.00               | 84%                   |   | 3,885.21              | 78%                   |
| Recovered Costs         | 256,741.00            | 56,713.93            | 200,027.07           | 22%                   |   | 25,934.37             | 11%                   |
| State Revenue           | 11,505,292.00         | 1,965,538.74         | 9,539,753.26         | 17%                   |   | 2,045,324.90          | 17%                   |
| Federal Revenue         | 673,940.00            | 10,066.79            | 663,873.21           | 1%                    |   | 9,994.57              | 2%                    |
| Transfers               | 3,565,584.00          | 3,424,793.76         | 140,790.24           | 96%                   | increase in transfers is due to CARES transfers to General Fund | 172,391.57            | 16%                   |
|                         | <u>101,054,897.00</u> | <u>12,379,113.65</u> | <u>88,675,783.35</u> |                       |   | <u>8,838,791.92</u>   |                       |

| EXPENDITURES                 |                       |                      |                      |                   |   |                       |                   |
|------------------------------|-----------------------|----------------------|----------------------|-------------------|---|-----------------------|-------------------|
| Department                   | Budget                | Actual               | Unencumbered         | Percent (%) Spent | Explanation   | Prior Year YTD Actual | Percent (%) Spent |
| Board of Supervisors         | 154,326.00            | 36,337.36            | 117,988.64           | 24%               |   | 32,745.02             | 23%               |
| County Admin                 | 870,747.00            | 226,380.36           | 644,366.64           | 26%               |   | 218,823.69            | 26%               |
| Human Resources              | 275,120.00            | 68,465.48            | 206,654.52           | 25%               | no tuition reimbursements due to COVID this year                            | 76,386.73             | 27%               |
| County Attorney              | 440,737.00            | 148,503.78           | 292,233.22           | 34%               | increases in contract services over prior year                              | 104,584.96            | 22%               |
| Commissioner of Revenue      | 955,483.00            | 223,809.11           | 731,673.89           | 23%               |   | 223,840.07            | 23%               |
| Reassessment                 | -                     | -                    | -                    |                   |   | 15,601.01             |                   |
| Board of Equalization        | -                     | -                    | -                    |                   |   | 1,280.12              | 37%               |
| Treasurer                    | 573,628.00            | 163,385.42           | 410,242.58           | 28%               |   | 155,979.30            | 28%               |
| Central Accounting           | 392,485.00            | 88,687.27            | 303,797.73           | 23%               | vacancy savings   | 103,772.38            | 25%               |
| IT                           | 786,504.00            | 187,798.21           | 598,705.79           | 24%               |   | 191,813.10            | 25%               |
| Registrar                    | 338,278.00            | 55,731.55            | 282,546.45           | 16%               | received CARES fund to help with cost of general election                   | 41,593.85             | 11%               |
| Circuit Court                | 177,530.00            | 38,736.82            | 138,793.18           | 22%               |   | 35,601.77             | 21%               |
| General District Clerk       | 6,150.00              | 1,841.27             | 4,308.73             | 30%               | due to COVID budget was cut resulting in a higher percentage spent          | 1,811.91              | 24%               |
| Magistrate                   | 3,600.00              | 381.69               | 3,218.31             | 11%               |   | 551.27                | 15%               |
| Clerk of Circuit Court       | 1,075,408.00          | 236,990.54           | 838,417.46           | 22%               | additional positions were not reflected in last years quarterly YTD figures | 184,463.23            | 18%               |
| Commonwealth Attorney        | 1,346,421.00          | 346,365.94           | 1,000,055.06         | 26%               | additional positions were not reflected in last years quarterly YTD figures | 308,304.63            | 25%               |
| Sheriff                      | 7,503,461.00          | 1,858,166.32         | 5,645,294.68         | 25%               |   | 1,871,271.66          | 25%               |
| ECC                          | 2,056,878.00          | 642,243.99           | 1,414,634.01         | 31%               |   | 606,368.25            | 30%               |
|                              |                       |                      |                      |                   | increase in part time wages over last quarter YTD, increase in Apparatus    |                       |                   |
| Fire & Rescue                | 8,118,012.00          | 1,936,160.92         | 6,181,851.08         | 24%               | Repair, EMS supply and equipment line items                                 | 1,804,288.82          | 23%               |
| Emergency Services Volunteer | 1,981,837.00          | 153,151.23           | 1,828,685.77         | 8%                |   | 144,108.01            | 7%                |
| Fire & EMS Training          | 432,757.00            | 72,663.01            | 360,093.99           | 17%               |   | 63,279.02             | 15%               |
| J&D Court                    | 15,200.00             | 4,729.33             | 10,470.67            | 31%               | due to COVID budget was cut resulting in a higher percentage spent          | 4,638.15              | 24%               |
| Court Services               | 3,432.00              | 1,014.34             | 2,417.66             | 30%               |   | 1,004.28              | 32%               |
| Juvenile & Probation         | 2,061,417.00          | 496,724.25           | 1,564,692.75         | 24%               | MRRJ & SVJDC contributions  | 479,084.25            | 23%               |
| Building Inspections         | 413,847.00            | 102,762.14           | 311,084.86           | 25%               |   | 99,519.49             | 25%               |
| Animal Control               | 462,698.00            | 53,255.59            | 409,442.41           | 12%               |   | 55,195.10             | 12%               |
| Highways & Roads             | 16,000.00             | 5,044.09             | 10,955.91            | 32%               |   | 7,040.29              | 44%               |
| Street Lights                | 116,600.00            | 30,483.72            | 86,116.28            | 26%               |   | 29,884.05             | 25%               |
| Sanitation & Waste           | 2,146,010.00          | 444,762.31           | 1,701,247.69         | 21%               | landfill costs were up over last quarter YTD                                | 421,826.03            | 19%               |
| Recycling                    | 167,000.00            | 36,896.78            | 130,103.22           | 22%               |   | 38,724.69             | 24%               |
| Maintenance                  | 1,973,249.00          | 535,415.36           | 1,437,833.64         | 27%               |   | 551,865.63            | 28%               |
| Health Department            | 571,337.00            | 142,834.25           | 428,502.75           | 25%               | contributions billed quarterly  | 142,834.25            | 25%               |
| Tax Relief of Elderly        | 370,895.00            | -                    | 370,895.00           | 0%                |   | -                     | 0%                |
| Parks & Rec                  | 901,141.00            | 122,953.32           | 778,187.68           | 14%               | budget was affected tremendously by COVID for FY21 first quarter            | 371,661.83            | 31%               |
| Library                      | 1,562,189.00          | 359,323.32           | 1,202,865.68         | 23%               |   | 353,912.85            | 25%               |
| Community Development        | 1,045,011.00          | 293,962.91           | 751,048.09           | 28%               |   | 274,480.21            | 27%               |
| Tourism                      | 152,180.00            | 145,280.00           | 6,900.00             | 95%               | annual contributions paid in first quarter, budget cut due to COVID         | 191,020.96            | 70%               |
| Economic Development         | 302,223.00            | 136,152.66           | 166,070.34           | 45%               | annual contributions paid in first quarter                                  | 132,790.78            | 43%               |
| Extension                    | 119,028.00            | 27,408.58            | 91,619.42            | 23%               | payroll is paid quarterly   | 1,548.50              | 1%                |
| County Farm                  | 5,500.00              | -                    | 5,500.00             | 0%                |   | -                     | 0%                |
| Other Operational            | 554,986.00            | 746,326.96           | (191,340.96)         | 134%              | we cut line items to balance due to COVID, will be adjusted in revised      | 817,243.33            | 68%               |
| Contributions                | 404,559.00            | 115,162.50           | 289,396.50           | 28%               | contributions are paid semi-annually  | 161,162.50            | 36%               |
|                              |                       |                      |                      |                   | we budgeted for CARES transfer here due to unknown expenses during          |                       |                   |
| Contingencies                | 2,277,414.00          | 45,828.20            | 2,231,585.80         | 2%                | budget  | 26,613.18             | 21%               |
| Transfers                    | 60,216,386.00         | 17,405,879.73        | 42,810,506.27        | 29%               | increase in transfer to schools, decrease in transfer to CIP                | 20,561,413.67         | 34%               |
|                              | <u>103,347,664.00</u> | <u>27,738,000.61</u> | <u>75,609,663.39</u> |                   |   | <u>30,909,932.82</u>  |                   |

Scheduled from Revenue and Expenditure Summary for General Fund.

**Dooms Water System Cost Distribution Options**  
**8/3/2020**

|   | Quantity | Units | Unit Price |              |                 |
|---|----------|-------|------------|--------------|-----------------|
| Purple Cow Rd. Booster Station =        | 1        | ea    | \$         | 313,000.00   | \$ 313,000.00   |
| Turk Mtn. Rd. Booster Station =         | 1        | ea    | \$         | 582,000.00   | \$ 582,000.00   |
| Sandy Ridge Rd. Waterline & PRV =       | 1        | ls    | \$         | 2,493,000.00 | \$ 2,493,000.00 |
| Wild Cat Cove PRV =                     | 1        | ea    | \$         | 76,000.00    | \$ 76,000.00    |
| 12" upgrade - Beagle Gap to Sandy Rdg = | 1        | ls    | \$         | 33,000.00    | \$ 33,000.00    |
|   |          |       |            | Sub-total =  | \$ 3,497,000.00 |
| Beagle Gap Tank =                       | 150,000  | gal   | \$         | 2.00         | \$ 300,000.00   |
| Beagle Gap Booster =                    | 1        | ea    | \$         | 275,000.00   | \$ 275,000.00   |
| Beagle Gap Piping =                     | 6,800    | ft    | \$         | 270.00       | \$ 1,836,000.00 |
| Total =                                 |          |       |            | Sub-total =  | \$ 2,411,000.00 |
|   |          |       |            | Total =      | \$ 5,908,000.00 |

|  | Housing Units | Water Availability Fee |          |                        |
|--|---------------|------------------------|----------|------------------------|
| Arehart-Saunders =                         | 46            | \$                     | 2,645.00 | \$ 121,670.00          |
| Beagle Gap =                               | 152           | \$                     | 2,645.00 | \$ 402,040.00          |
| Eastside =                                 | 315           | \$                     | 2,645.00 | \$ 833,175.00          |
| Total Proposed Customers =                 | 513           |                        |          | \$ 1,356,885.00        |
| <b>Project Total - Availability Fees =</b> |               |                        |          | <b>\$ 4,551,115.00</b> |

|  |       |
|--|-------|
| Total Existing Customers =             | 885   |
| Existing + Proposed =                  | 1398  |
| Revenue per Water Customer per Yr = \$ | 65.00 |

| Project Name                              | Cost             | Dist. by Party (ex. BG) | Cont/Un      | Dist. by Party (all) | Cont/Un      | Dist. by Party (Pr) | Cont/Un      | Dist. by Added % Dist. | Cost/Un     |
|---|------------------|-------------------------|--------------|----------------------|--------------|---------------------|--------------|------------------------|-------------|
| <b>What does ACSA need?</b>               |                  |                         |              |                      |              |                     |              |                        |             |
| Turk Min Booster                          | \$ 582,000.00    | \$ 145,500.00           |              | \$ 145,500.00        |              | \$ 281,000.00       |              | \$ 551,749.15          |             |
| Purple Cow Booster                        | \$ 313,000.00    | \$ 104,333.33           |              | \$ 104,333.33        |              | \$ 156,500.00       |              | \$ 206,731.07          |             |
| <b>Total =</b>                            | \$ 895,000.00    | \$ 249,833.33           | \$ 487.00    | \$ 249,833.33        | \$ 487.00    | \$ 447,500.00       | \$ 872.33    | \$ 848,480.22          | \$ 1,653.96 |
| <b>What does County need?</b>             |                  |                         |              |                      |              |                     |              |                        |             |
| Turk Min Booster                          | \$ 582,000.00    | \$ 145,500.00           |              | \$ 145,500.00        |              |                     |              |                        |             |
| Purple Cow Booster                        | \$ 313,000.00    | \$ 104,333.33           |              | \$ 104,333.33        |              | \$ 156,500.00       |              |                        |             |
| Beagle Gap Tank                           | \$ 275,000.00    |                         |              | \$ 91,666.67         |              |                     |              | \$ 141,694.92          |             |
| Beagle Gap Booster                        | \$ 1,836,000.00  |                         |              | \$ 612,000.00        |              |                     |              | \$ 279,087.01          |             |
| Beagle Gap Onsite Pipe                    | \$ 33,000.00     | \$ 16,500.00            |              | \$ 16,500.00         |              |                     |              | \$ 887,172.88          |             |
| 12" Pipe from Tank                        | \$ 2,493,000.00  | \$ 1,246,500.00         |              | \$ 1,246,500.00      |              | \$ 1,246,500.00     |              | \$ 21,254.24           |             |
| Sandy Ridge Pipe & PIV                    | \$ 5,832,000.00  | \$ 1,512,833.33         | \$ 1,082.14  | \$ 2,316,500.00      | \$ 1,637.01  | \$ 1,413,000.00     | \$ 1,010.71  | \$ 1,605,061.02        |             |
| <b>Total =</b>                            | \$ 11,435,000.00 | \$ 3,024,833.33         | \$ 2,164.14  | \$ 3,642,333.33      | \$ 2,674.02  | \$ 2,626,500.00     | \$ 1,921.42  | \$ 3,231,797.29        | \$ 2,978.30 |
| <b>What does Arrehat - Saunders need?</b> |                  |                         |              |                      |              |                     |              |                        |             |
| Turk Min Booster                          | \$ 582,000.00    | \$ 145,500.00           |              | \$ 145,500.00        |              | \$ 291,000.00       |              | \$ 30,250.85           |             |
| Purple Cow Booster                        | \$ 313,000.00    | \$ 104,333.33           |              | \$ 104,333.33        |              | \$ 156,500.00       |              | \$ 16,768.93           |             |
| <b>Total =</b>                            | \$ 895,000.00    | \$ 249,833.33           | \$ 5,431.16  | \$ 249,833.33        | \$ 5,431.16  | \$ 447,500.00       | \$ 9,728.26  | \$ 46,519.77           | \$ 1,011.30 |
| <b>What does Beagle Gap need?</b>         |                  |                         |              |                      |              |                     |              |                        |             |
| Beagle Gap Tank                           | \$ 300,000.00    | \$ 100,000.00           |              | \$ 100,000.00        |              | \$ 275,000.00       |              | \$ 51,252.42           |             |
| Beagle Gap Booster                        | \$ 275,000.00    | \$ 91,666.67            |              | \$ 91,666.67         |              | \$ 275,000.00       |              | \$ 47,231.64           |             |
| Beagle Gap Onsite Pipe                    | \$ 1,836,000.00  | \$ 612,000.00           |              | \$ 612,000.00        |              | \$ 1,836,000.00     |              | \$ 315,335.59          |             |
| <b>Total =</b>                            | \$ 2,411,000.00  | \$ 783,666.67           | \$ 15,863.84 | \$ 783,666.67        | \$ 15,863.84 | \$ 2,111,000.00     | \$ 13,888.16 | \$ 414,092.66          | \$ 2,724.29 |
| <b>What does Eastside need?</b>           |                  |                         |              |                      |              |                     |              |                        |             |
| Turk Min Booster                          | \$ 582,000.00    | \$ 145,500.00           |              | \$ 145,500.00        |              | \$ 291,000.00       |              | \$ 30,250.85           |             |
| Beagle Gap Tank                           | \$ 300,000.00    | \$ 100,000.00           |              | \$ 100,000.00        |              | \$ 275,000.00       |              | \$ 47,231.64           |             |
| Beagle Gap Booster                        | \$ 275,000.00    | \$ 91,666.67            |              | \$ 91,666.67         |              | \$ 275,000.00       |              | \$ 47,231.64           |             |
| Beagle Gap Onsite Pipe                    | \$ 1,836,000.00  | \$ 612,000.00           |              | \$ 612,000.00        |              | \$ 1,836,000.00     |              | \$ 315,335.59          |             |
| 12" Pipe from Tank                        | \$ 33,000.00     | \$ 16,500.00            |              | \$ 16,500.00         |              | \$ 16,500.00        |              | \$ 11,745.76           |             |
| Sandy Ridge Pipe & PIV                    | \$ 2,493,000.00  | \$ 1,246,500.00         |              | \$ 1,246,500.00      |              | \$ 1,246,500.00     |              | \$ 887,172.88          |             |
| <b>Total =</b>                            | \$ 5,519,000.00  | \$ 1,408,500.00         | \$ 4,471.43  | \$ 2,214,566.67      | \$ 7,022.79  | \$ 1,413,000.00     | \$ 4,485.71  | \$ 1,757,337.29        | \$ 5,278.53 |
| <b>Total =</b>                            | \$ 17,254,000.00 | \$ 5,833,000.00         | \$ 5,833.00  | \$ 5,833,000.00      | \$ 5,833.00  | \$ 5,833,000.00     | \$ 5,833.00  | \$ 5,833,000.00        | \$ 5,833.00 |

↑  
This would be fastest option -  
utility Capital Account balance is \$ 380,555

| Revenue/Uses (ex Cost/Item) | Revenue/Uses (all) | Cost/Item         |
|-----------------------------|--------------------|-------------------|
| 3 \$ 104,333.33             | 3 \$ 104,333.33    | 3 \$ 104,333.33   |
| 4 \$ 145,500.00             | 4 \$ 145,500.00    | 4 \$ 145,500.00   |
| 2 \$ 1,246,500.00           | 2 \$ 1,246,500.00  | 2 \$ 1,246,500.00 |
| 1 \$ 33,000.00              | 1 \$ 33,000.00     | 1 \$ 76,000.00    |
| 2 \$ 16,500.00              | 2 \$ 16,500.00     | 2 \$ 16,500.00    |
|                             |                    | 3 \$ 100,000.00   |
|                             |                    | 3 \$ 91,666.67    |
|                             |                    | 3 \$ 912,000.00   |

| Ex. Curt. | Added Curt. | Total | Percent |
|-----------|-------------|-------|---------|
| 885       | 46          | 931   | 0.0520  |
| 885       | 152         | 1037  | 0.1718  |
| 885       | 315         | 1200  | 0.3559  |





**Augusta County Service Authority**  
**Department of Engineering**  
**Memorandum**

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**To:** John Graves, ACSA Board of Directors, Wayne District  
Phil Martin, ACSA Executive Director  
Jennifer Hoover, ACSA Engineering Manager  
Jean Marshall, Augusta County Service Authority Adm. Specialist  
Sallie Trimble, Augusta County Service Authority Sr. Office Tech.  
Gerald Garber, Augusta County Board of Supervisors, Chairman  
Scott Seaton, Augusta County Board of Supervisors, Wayne District  
John Wilkinson, Augusta County Director of Comm. Development  
Leslie Tate, Augusta County Senior Planner  
Jeff Gentry, EGS & Associates  
Victor Saunders, Landowner  
Mike Arehart, Landowner  
Brasil Hamrick, Hamrick & Associates  
Kyle Olson, Montague, Miller, & Co. Realtors  
Philip Clem, Moon & Tide Investments, LLC

**Cc:** Paula Moore, P.E., Associate, WR&A, LLP

**From:** William Monroe, P.E., Director of Engineering & IT

**Date:** April 6, 2020

**Subject:** Dooms Water System Improvements Analysis and  
Required Projects for Proposed Developments

---

**Background:**

The Dooms Water System currently supports 885 water service connections. The system is comprised of 2 sources (wells), one storage tank (nominal 500,000 gallons), and one hydro-pneumatic station and associated booster pump station, which serves the Lake Hideaway neighborhood.

There are two issues with the existing Dooms Water System. First, system is unable to provide minimum fire flows in accordance with the County Ordinance requirements (See § 24-2 of Augusta County Code). Due to the system deficiencies, even flows below County minimums from fire hydrants can create system conditions that violate Virginia Department of Health (VDH) requirements for public water system operation. The second issue is associated with the number of allowable customer connections based on available or "effective" storage in the water tank.

The reasons for the deficiencies are 1) homes/connections that are near the base elevation of the existing storage tank and 2) long, linear installations of undersized pipe. Pressure in a water system is generated from the difference in elevation between the water surface elevation in the storage tank and the elevation of the connection (or the weight of the water in the system). The VDH calculates available connections based on the minimum water surface elevation in a tank where 20 pounds per square inch (psi) of pressure can be maintained throughout the water system. This storage is defined as "effective" storage by the VDH. (See the attached illustrations A & B.) Each connection, defined by the VDH as an Equivalent Residential Connection (ERC), must have a minimum of 200 gallons of system storage above the water surface elevation that provides 20 psi. Currently, there are connections at nearly the same elevation as the base of the tank, rendering the tank

completely “ineffective”. The result is that there is no effective storage and no available ERCs. If this storage issue is corrected, the ability to convey water through the existing piping remains an issue depending on location. The Dooms Water System is comprised of several miles of 6” and 8” water mains that are not able to convey water at higher flow rates without creating adverse conditions in the system. Providing larger mains and/or storage in other locations are needed to meet the minimum requirements and the ability of the system to sustain fire flows as required by the County Code.

The VDH Waterworks Regulations, govern Service Authority operations. Over time, the VDH definitions related to system storage have evolved. The current regulations must be applied to the system. Aside from the regulatory definitions, there are current practical/operational issues. It is not possible to operate the system safely while meeting County ordinance requirements for fire flow.

**Proposed Development Projects:**

There are three development projects currently proposed in the Dooms/Vesper View area. The proposed number of residential connections represents a 58% increase in the number of existing connections. Some minor commercial growth is also proposed. These projects are unable to proceed without system improvements to mitigate the issues described above. A brief description of each project follows. A map entitled, “Dooms Water System, Proposed System, April 6, 2020,” shows each of the development projects and the proposed infrastructure projects.

**Beagle Gap Project:**

- This project is proposed on property at elevations that require new pumping and storage facilities in order for the project to proceed (creating a new, higher pressure zone).
- This development proposes 152 single family units. In addition to general connective piping, the project proposes a new water storage tank and booster station, which creates a new pressure zone labeled “Beagle Gap Zone” on the map. The construction of these facilities allows this project to stand alone in the analysis.
- Details of the improvements currently included on the construction plans:
  - o 150,000 gallon tank and a booster station, pumping from the Dooms Main Zone
  - o 2 Pressure Reducing Valves (PRVs), for interconnection back to Dooms Main Zone
- Fire flow needs for this development have been estimated at 750 gpm.

**Eastside Project:**

- This project proposes 169 single family units, 146 townhome residential units, and 14.7 acres of commercial development (professional offices, small retail, and small scale support businesses).
- The project consists only of onsite piping, which may include an additional loop for the system. This loop would connect existing water piping along Rt. 340 with existing water piping on Dooms Crossing Rd.
- Fire flow needs for this development have been estimated at 1,250 gpm (min.) to 1,500 gpm (max.) for the townhouse/commercial development.

**Arehart-Saunders Project:**

- This project proposes 46 single family units.
- The project consists only of onsite piping, which would include four interconnections with the existing Vesper View and Northwood Subdivisions.
- Fire flow needs for this development have been estimated at 750 gpm.

### **Analysis/Results:**

The technical analysis is summarized in the three attached tables. Each table shows the analysis results that were performed in conjunction with some "baseline projects". The baseline projects were initially assumed to be necessary regardless of other improvements. The primary baseline projects used on Table 1 were:

- 1- Oakwood Booster Station (located on Oakwood Dr. off of Purple Cow Rd.). The purpose of this project is to address high elevation customers and regain effective storage.
- 2- Turk Mountain Lane Booster Station. The purpose of this project is to address high elevation customers and regain effective storage.
- 3- Beagle Gap Forest Section Four. The booster station and tank are needed to provide water back into the lower elevation of the Dooms Main Zone.

Table 1 makes it possible to see the changes to available flow for each development site based on the infrastructure improvements added to the baseline projects. For example, in order for the Eastside development project to reach the minimum flow of 1,250 gpm, upgrading the Sandy Ridge Rd. waterline to 12" and installing a PRV on Sandy Ridge are both needed in addition to the three baseline projects above.

### **Arehart-Saunders Project:**

Due to the distance of the proposed Arehart-Saunders development from the Beagle Gap Forest Development, the analysis was expanded to include an additional scenario where the Beagle Gap improvements were removed from the baseline projects as shown in Table 2. The previous analysis (Table 1) showed that all projects including the Beagle Gap improvements but excluding the Wild Cat Cove PRV, would be required in order for the Arehart-Saunders property to achieve the needed fire flow rate. The analysis showed that pressures were falling below 20 psi in sections of Purple Cow Rd. As a result, an additional scenario that replaced the Oakwood Booster Station with the Purple Cow Rd. Booster Station and Check Valve (D-1), was examined. The result is in Table 2, which shows that the Arehart-Saunders project can meet its desired level of flow through the construction of the D-1 and Turk Mountain Lane Booster Station (D-2) projects. The D-1 project would cost more to construct but this may be acceptable to the involved parties if it permits the schedule of the proposed Arehart-Saunders Development to advance independently of the larger projects, in and associated with, the Beagle Gap Development. This additional analysis also demonstrates that the Arehart-Saunders Development does not receive any benefit from distribution network improvements associated with the Eastside Project. Table 3 shows the updated results for all parties with the substitution of project D-1 for the Oakwood Booster Station.

### **Eastside Project:**

As noted above, the baseline projects were initially assumed to be required regardless of other improvements. This was reviewed further as the hydraulic analysis began to detail how the system performed with changes in project related variables. The Eastside Development requires the D-1 and D-2 projects to address the lack of ERCs within the Dooms Main Zone. The Eastside Development also needs the Sandy Ridge Road 12" Main and PRV projects in order for flow requirements to be met for the project. Alternatively, it would be operationally acceptable for the Eastside Development to obtain its ERCs from the Beagle Gap Tank and proceed even in the absence of project D-2 as long as the Beagle Gap Tank and associated improvements are in place. Project D-1 is still required to meet hydraulic performance requirements under fire flow conditions.

### Beagle Gap Project:

As noted above, the Beagle Gap Forest infrastructure improvements stand-alone and are needed for the development to move forward. However, the Dooms Main Zone benefits from the Beagle Gap Forest infrastructure improvements. The hydraulic analysis did include analysis of piping internal to the Beagle Gap Development in order to see if pipe size reductions could be realized. The review focused on reducing the size of the water main from the proposed booster station to the tank (from 12" to 8"). The water main from the tank out to Sandy Ridge Road was held at 12" given that this main would be used to support fire flows to the lower pressure zone. The reduction in size from the booster station to the tank revealed that fire flows at two locations in the development fell below 650 gpm. Therefore, the 12" main between the booster station and tank is required to meet minimum fire flows for the project. A contribution from other parties may be justified for the 12" water main supporting the Sandy Ridge Road side but not the main from the station to the tank.

### Summary/Conclusions:

In order for each development project to be able to achieve minimum water system requirements, the following projects are required:

| Arehart-Saunders Required Projects | Eastside Required Projects                  |
|------------------------------------|---|
| - Project D-1, Purple Cow Rd.      | - Beagle Gap Tank and Booster Station       |
| - Project D-2, Turk Mtn. Rd.       | - Beagle Gap 12" WL, Tank to Sand Ridge Rd. |
|                                    | - Sandy Ridge Waterline Upgrade and PRV     |
|                                    | - Project D-1, Purple Cow Rd.               |

Beagle Gap is not included in the above as it does not require any outside improvements to move forward.

The following summarizes which group/entity receives a benefit and therefore should be involved in a cost sharing agreement for each improvement. This table serves as the starting point for discussions related to cost sharing.

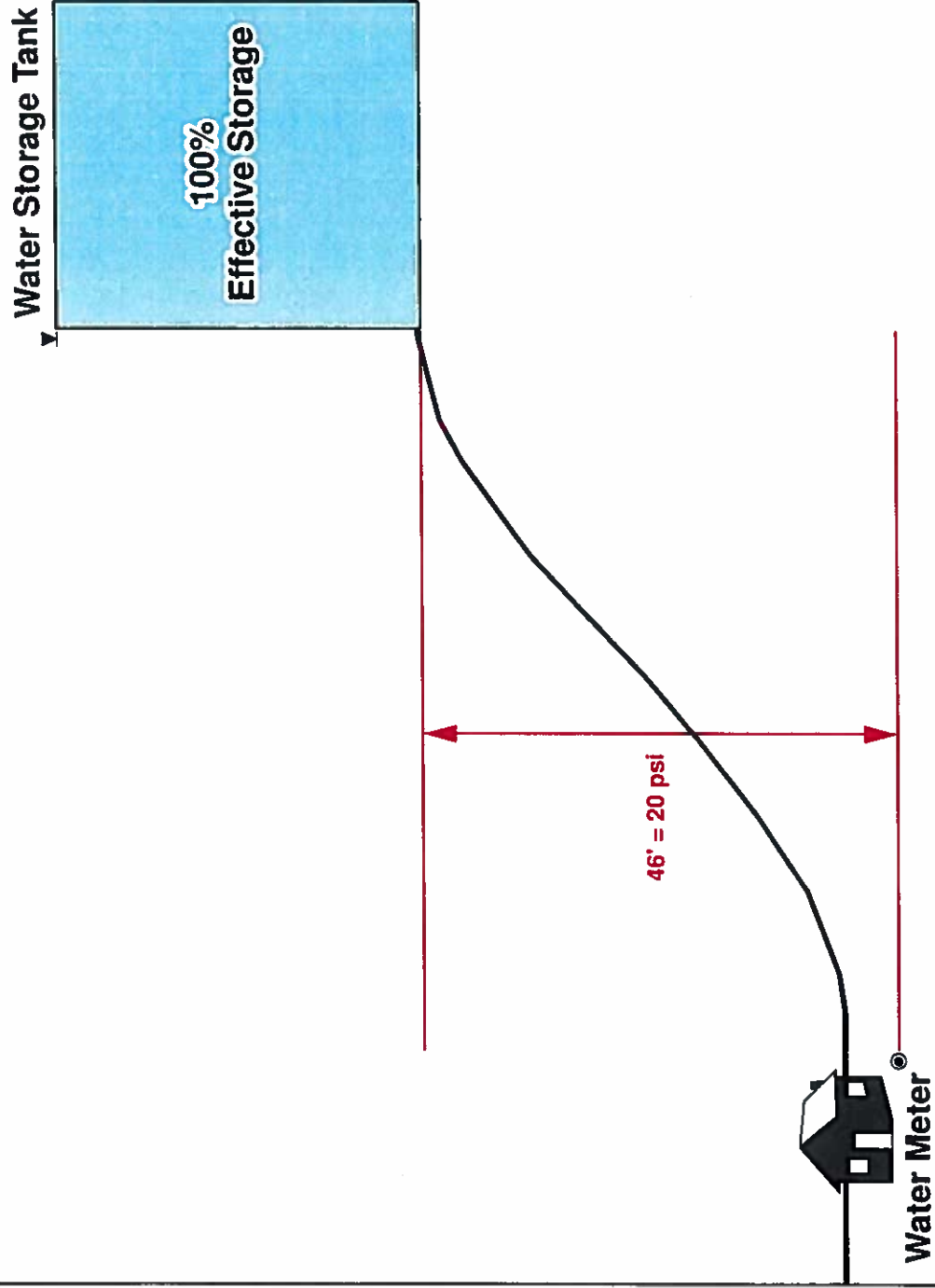
| Projects Beneficiary Summary |                    |  |                                  |
|------------------------------|--------------------|--|----------------------------------|
| <b>Project D-1</b>           | <b>Benefit</b>     |  | <b>Wild Cat Cove PRV</b>         |
| ACSA                         | ERCs               |  | ACSA                             |
| Augusta County               | Fire Flow          |  |                                  |
| Arehart-Saunders             | ERCs and Fire Flow |  | <b>Sandy Ridge WL &amp; PRV*</b> |
| Eastside                     | Fire Flow          |  | ACSA                             |
|                              |                    |  | Augusta County                   |
| <b>Project D-2</b>           | <b>Benefit</b>     |  | Eastside                         |
| ACSA                         | ERCs               |  |                                  |
| Augusta County               | Fire Flow          |  |                                  |
| Arehart-Saunders             | ERCs and Fire Flow |  |                                  |
|                              |                    |  |                                  |

\*Must include 12" main from the Beagle Gap Tank to Sandy Ridge Road

If there are no requests for additional analysis and the division of projects above is acceptable, the next steps are 1) finalization of project cost estimates, 2) development of cost sharing options and 3) agreement development and execution.

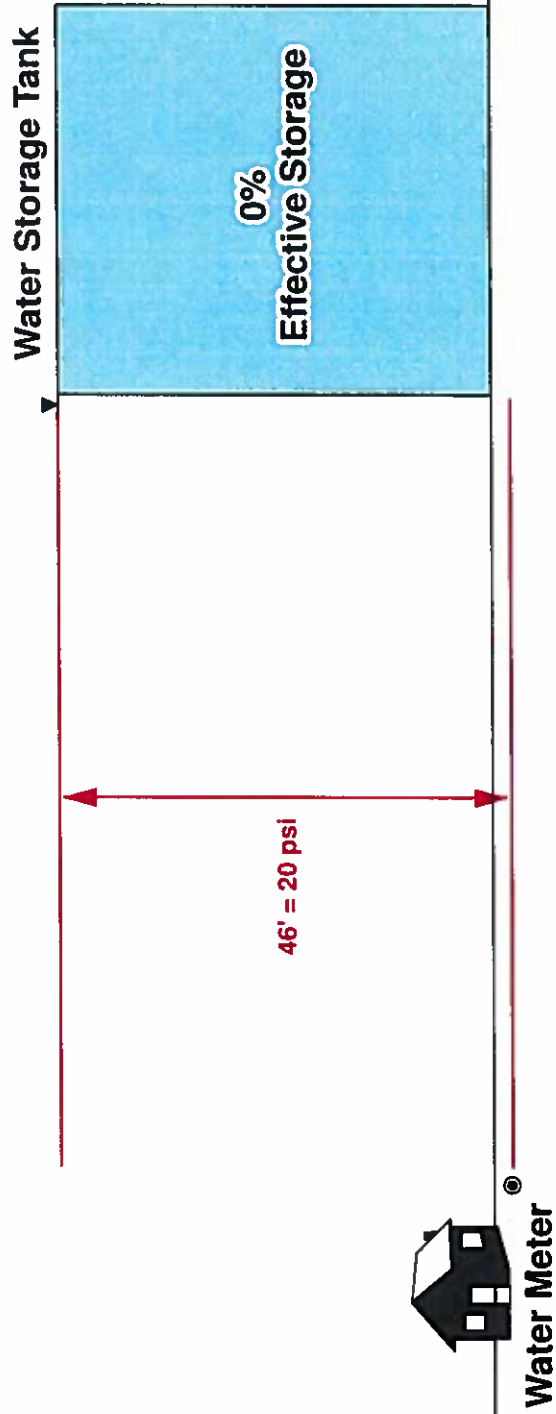
# Storage Tank:

Illustration A



# Storage Tank:

Illustration B

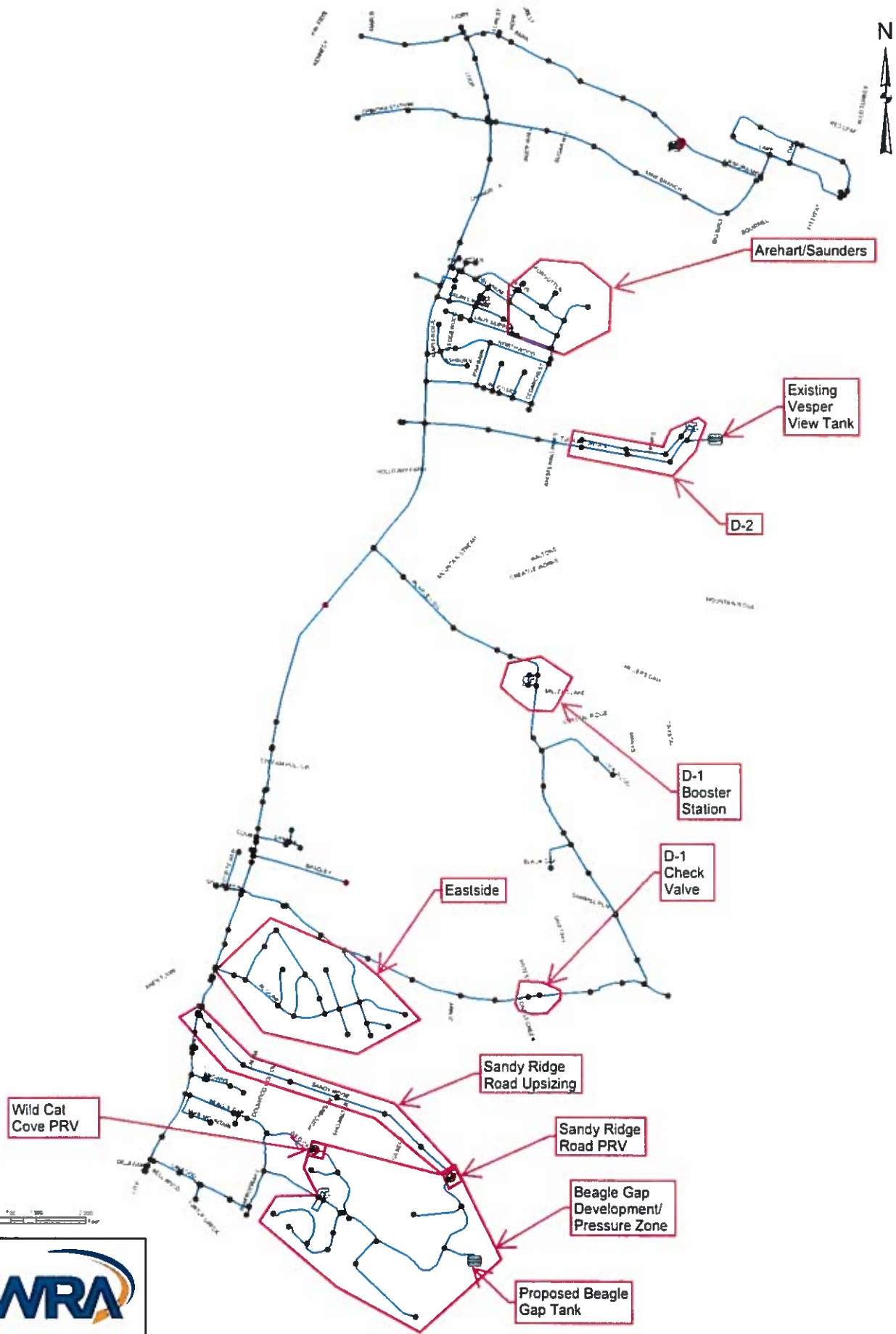


# DOOMS WATER SYSTEM PROPOSED SYSTEM

April 6, 2020



## Augusta County Service Authority



Dooms Water System Hydraulic Model Analysis  
 Evaluation of Proposed Improvements  
 Summary of Preliminary Results

December 10, 2019

Table 1

| Scenario                                 | Proposed Projects - Water System Upgrades |                      |                   |            |          | Results (min. FF) |                                |  |  |
|--|---|----------------------|-------------------|------------|----------|-------------------|--------------------------------|--|--|
|  | Sandy Ridge Road 12" Water Main           | Sandy Ridge Road PRV | Wild Cat Cove PRV | Beagle Gap | Eastside | Arehart-Saunders  | Area of Interest within County |  |  |
| Existing Conditions + Baseline Projects* |   |                      |                   | 750        | -        | -                 | Route 340<br>250               |  |  |
| Developments                             |   |                      |                   | 750        | 0        | 250               | 0-250                          |  |  |
| Sandy Ridge Road PRV                     |   | X                    |                   | 750        | 250      | 250               | 250                            |  |  |
| Wild Cat Cove PRV                        |   |                      | X                 | 750        | 500      | 500               | 250-500                        |  |  |
| Sandy Ridge Road 12" Water Main + PRV    | X   |                      |                   | 750        | 1250     | 1000              | 750-1500                       |  |  |
| PRVs                                     |   | X                    | X                 | 750        | 750      | 500               | 250-750                        |  |  |
| All Projects                             | X   | X                    | X                 | 750        | 1500     | 1000              | 750-2000                       |  |  |

\*Baseline Projects include:

- Oakwood Booster Station (ACSA Effective Storage Project)
- Turk Mountain Lane Booster Station (ACSA Effective Storage Project) (D-2)
- Beagle Gap Forest Section Four

References include:

- Preliminary Plat Section Four Beagle Gap Forest, Wayne District, Augusta County, VA  
 Prepared by Hamrick Engineering, P.C.  
 Dated May 28, 2018
- Preliminary Concept Plan, Eastside Speedway Property, Wayne District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated October 10, 2010
- Conceptual Plan for the Arehart + Saunders Property, Middle River District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated February 7, 2014



Dooms Water System Hydraulic Model Analysis  
 Evaluation of Proposed Improvements  
 Summary of Preliminary Results  
 2/27/20  
 Table 2

| Scenario                                 | Results (min. FF)<br>Area of Interest within County |           |
|--|---|-----------|
|  | Arehart-Saunders                                    | Route 340 |
| Existing Conditions + Baseline Projects* | -   | 250-750   |
| Developments*                            | 750   | 250-750   |

\*Baseline Projects include:

- Purple Cow Road Booster Station and Check Valve (ACSA Effective Storage Project) (D-1)
- Turk Mountain Lane Booster Station (ACSA Effective Storage Project) (D-2)

\*Developments include:

- Arehart + Saunders Property
- Eastside Speedway Property

References include:

- Preliminary Concept Plan, Eastside Speedway Property, Wayne District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated October 10, 2010
- Conceptual Plan for the Arehart + Saunders Property, Middle River District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated February 7, 2014

Dooms Water System Hydraulic Model Analysis  
 Evaluation of Proposed Improvements  
 Summary of Preliminary Results

2/27/20  
 Table 3

| Scenario                                 | Proposed Projects - Water System Upgrades |                      |                   |            | Results (min. FF) |                  |                                |  |
|--|---|----------------------|-------------------|------------|-------------------|------------------|--------------------------------|--|
|  | Sandy Ridge Road 12" Water Main           | Sandy Ridge Road PRV | Wild Cat Cove PRV | Beagle Gap | Eastside          | Arehart-Saunders | Area of Interest within County |  |
| Existing Conditions + Baseline Projects* |   |                      |                   | 750        | -                 | -                | Route 340                      |  |
| Developments                             |   |                      |                   | 750        | 250               | 750              | 250-750                        |  |
| Sandy Ridge Road PRV                     |   | X                    |                   | 750        | 500               | 1000             | 500-1000                       |  |
| Wild Cat Cove PRV                        |   |                      | X                 | 750        | 750               | 1000             | 750-1000                       |  |
| Sandy Ridge Road 12" Water Main + PRV    | X   | X                    |                   | 750        | 1500              | 1000             | 750-2000                       |  |
| PRVs                                     |   | X                    | X                 | 750        | 1000              | 1000             | 750-1500                       |  |
| All Projects                             | X   | X                    | X                 | 750        | 1500              | 1000             | 750-2000                       |  |

\*Baseline Projects include:

- Purple Cow Road Booster Station and Check Valve (ASCA Effective Storage Project) (D-1)
- Turk Mountain Lane Booster Station (ASCA Effective Storage Project) (D-2)
- Beagle Gap Forest Section Four

References include:

- Preliminary Plat Section Four Beagle Gap Forest, Wayne District, Augusta County, VA  
 Prepared by Hamrick Engineering, P.C.  
 Dated May 28, 2018
- Preliminary Concept Plan, Eastside Speedway Property, Wayne District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated October 10, 2010
- Conceptual Plan for the Arehart + Saunders Property, Middle River District, Augusta County, VA  
 Prepared by EGS + Assoc., Inc.  
 Dated February 7, 2014

**INTRODUCTION**



**PROJECT NAME:** Dooms Water System Improvements  
Cost Sharing - Construction Cost Estimates

**PROJECT LOCATION:** Dooms Water System  
Augusta County, VA

**CLIENT:** ACSA

**PROJECT NUMBER:** 46616-008

**PROJECT PHASE:** Feasibility

**PROJECT BUDGET:** \$0

**ESTIMATE TOTAL:** \$3,497,000

**DATE OF ESTIMATE:** 6/12/2020      Revised: 7/8/2020

**ESTIMATOR:** KNAV/PJM

**WRA WORK ORDER NUMBER:** 46616-008

**PROJECT DESCRIPTION:** Opinion of probable construction costs for the water infrastructure improvements to the Dooms Water System in Augusta County to support three development projects currently proposed. These estimated costs will be used to develop cost sharing options.

**COMMENTS:** The AACE Class 4 cost estimates to be based on the projects as defined in Memorandum, Dooms Water System Evaluation by WRA dated June 22, 2018, Memorandum, Dooms Water System Evaluation by WRA dated April 19, 2019, and Memorandum, Dooms Water System Improvements Analysis and REquired Projects for Proposed Developments, by ACSA dated April 6, 2020.

**COST ESTIMATE SUMMARY - AACE Class 4**

|                   |                                 |                    |  |
|-------------------|---------------------------------|--------------------|--|
| PROJECT NAME:     | Dooms Water System Improvements |                    |  |
| PROJECT LOCATION: | Augusta County, VA              |                    |  |
|                   | CLIENT:                         | ESTIMATED BY:      |  |
|                   | ACSA                            | KNA                |  |
|                   | DESIGN SUBMISSION:              | WORK ORDER NUMBER: |  |
|                   | Feasibility                     | 46616-008          |  |



| Project No.        | Project Name                                 | Project Description   | TOTAL PROJECT COST  |
|--------------------|--|---|---------------------|
| 1                  | Master Plan Project D-1:                     | Complete-in-place package booster station on Purple Cow Road and pressure reducing valve (PRV) station on Dooms Crossing Road.  | \$ 313,000          |
| 2                  | Master Plan Project D-2:                     | Complete-in-place package booster station on Turk Mountain Road and 2,400 linear feet 4-inch diameter water main.   | \$ 582,000          |
| 3                  | Sandy Ridge Waterline Upgrade and PRV        | Installation of 6,500 linear feet of 12-inch diameter water main and PRV station on Sandy Ridge Road. Replace fire hydrants, transfer water services, abandon existing water main in place. | \$ 2,493,000        |
| 4                  | Wild Cat Cove PRV Station                    | Installation of PRV station on Wild Cat Cove Road.  | \$ 76,000           |
| 5                  | 12" WL - Beagle Gap Tank to Sandy Ridge Road | Installation of 1800 linear feet of 12-inch diameter water main (upsized cost from 8-inch)  | \$ 33,000           |
| <b>TOTAL COSTS</b> |  |   | <b>\$ 3,497,000</b> |
|                    |  |   | <b>0%</b>           |











**Cost Estimate (AAE Class 4): 12" WL - Beagle Gap Tank to Sandy Ridge Road**



PROJECT NAME: Dooms Water System Improvements

CLIENT: ACSA

ESTIMATED BY: KNA

Cost Sharing - Construction Cost Estimates

DESIGN SUBMISSION: Feasibility

WORK ORDER NUMBER: 46616-008

PROJECT LOCATION: Dooms Water System  
Augusta County, VA

| ITEM DESCRIPTION                           | QUANTITY | UNIT OF MEASURE | UNIT COSTS | TOTAL COSTS              |
|--|----------|-----------------|------------|--------------------------|
| <b>NEW WORK</b>                            |          |                 |            |                          |
| 8-inch DI Water Main, material only        | 1800     | LF              | \$ 19.00   | \$ 34,200                |
| 8-inch DI MJ 45 deg bend, material only    | 5        | EA              | \$ 57.00   | \$ 285                   |
| 8-inch Restrain Gaskets                    | 90       | EA              | \$ 71.00   | \$ 6,390                 |
| 8-inch DI MJ Megalugs                      | 10       | EA              | \$ 36.00   | \$ 360                   |
| 12-inch DI, material only                  | 1800     | LF              | \$ 32.00   | \$ 57,600                |
| 12-inch DI MJ 45 deg bend, material only   | 5        | EA              | \$ 125.00  | \$ 625                   |
| 12-inch Restrain Gaskets                   | 90       | EA              | \$ 103.00  | \$ 9,270                 |
| 12-inch DI MJ Megalugs                     | 10       | EA              | \$ 69.00   | \$ 690                   |
| Difference                                 |          |                 |            | \$ 26,950                |
| <b>TOTAL MATERIAL COSTS</b>                |          |                 |            | \$ 26,950                |
| Contingency (20%)                          |          |                 |            | \$ 5,390                 |
| Engineering and Survey - Design            |          |                 |            | Not Included in Estimate |
| Land Acquisition (PS Parcel and Easements) |          |                 |            | \$ -                     |
| Legal and Administration (1%)              |          |                 |            | Not Included in Estimate |
| SCADA by Owner                             |          |                 |            | \$ -                     |
| <b>TOTAL PROJECT COSTS</b>                 |          |                 |            | \$ 32,340                |
|  |          |                 |            | <b>SAY \$ 33,000</b>     |

# **AUGUSTA COUNTY BOARD OF SUPERVISORS**



**Legislative Issues, Priorities, and Proposals  
2021 Session  
11/18/20**

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## Augusta County Facts


The County of Augusta was formed in 1738 and named for Augusta, Princess of Wales and the mother of King George, III. The original western boundary of the County was the western edge of Virginia, which at that time was the Mississippi River. The present boundaries of the county were set in 1790. Situated in the Shenandoah Valley of Virginia, the County of Augusta is at the juncture of Interstates 64 and 81, and the headwaters of the James River and the Potomac River basins. It is 150 miles southwest of the nation's capital, Washington, D.C., 100 miles west of the state capital, Richmond, and 85 miles north of the City of Roanoke. Within the boundaries of the County of Augusta are the independent cities of Staunton, founded in 1747, and Waynesboro, founded in 1801.

Although primarily a rural county, Augusta County's 2019 population was 75,457. Augusta County enjoys a diversified economy, with manufacturing accounting for approximately 21% of the jobs in the County. Manufacturing employs approximately 5,900 of 36,000 plus workers in the County's labor force and makes up approximately 3.3% of the total local property taxes. The County is home to several well-known industries, such as Hershey Chocolate, McKee Foods (Little Debbie), Nibco and Daikin (formally McQuay).

Agriculture is a large portion of the overall economy of the County. Augusta County is one of the top producers of many commodities in the state and this wealth of production overflows into many other industries of the County; including farm equipment manufacturers and dealers, transportation, energy, retail, and the ever growing agri-tourism business. The unemployment rate for the County decreased from 3.0% in 2018 to 2.6% in 2019. The County's rate remains lower than that of the State's unemployment rate of 2.9% and compares favorably to the national unemployment rate of 3.8 %.

|   |                    |
|---|--------------------|
| Population 2019                                 | 75,457             |
| Median Age                                      | 45-49              |
| Student Population                              | 9,925              |
| Real property tax rate - CY2020                 | \$.63 per hundred  |
| Machinery and tools tax rate - CY2020           | \$2.00 per hundred |
| Assessed value of taxable real property - 2020  | \$7,576,898,000    |
| Personal property tax rate - CY2019             | \$2.50 per hundred |
| State reimbursement for personal property taxes | \$4,296,000        |
| FY2020 General Government Budget                | \$71,604,355       |
| FY2020 School System Budget                     | \$132,774,397      |
| General Government employees                    | 509                |
| School System employees                         | 1,575              |
| FY2019 Debt service per capita                  | \$1,072            |
| Schools   | 11 (E) 4 (M) 5 (H) |
| Voting Precincts                                | 26                 |

**AUGUSTA COUNTY BOARD OF SUPERVISORS**  
**Legislative Issues, Priorities, and Proposals**  
**2021 Session**

 **Thank you for 2020 Actions:**

- Fair Taxing Authority for Counties
- Clarification for Mowing in Agricultural Lots
- VPPA - Professional Term Limit Changes

**Priority Legislative Issues for the 2021 General Assembly Session:**

• **Children’s Services Act:**

Support enhancing the ability of local school divisions to serve children with disabilities, to include flexibility in use of state pool funds to serve children with high-level needs in local or regional programs tailored to meet those needs, and additional support for special education wraparound services to help support children in the community. Augusta County spent \$3.2 million on Special Education Alternative Day Placements in FY2020. The SAW region is uniquely placed to participate in a local public day placement pilot program which would allow for the following:

- Children would remain in the community where they reside
- Local school personnel could track the progress of the child
- Children could return to school more quickly because of local monitoring
- Community services could be provided to families and children beyond the day placement
- Savings could be achieved through shorter length of stay
- Savings in how services are delivered allows savings for Virginia taxpayers
- Regional public programs could be more efficient than private placements

Support state assistance to localities with contracting for CSA services to improve localities’ ability to negotiate with providers of these services, such as private day placements.

• **Oppose Change in Local Government Sovereign Immunity:**

Oppose any substantive change in local governments’ present defenses of qualified immunity and sovereign immunity, including bringing counties under the Virginia Tort Claims Act. The Board of Supervisors considered a resolution in opposition to any legislative effort to repeal or revise the judicial doctrine of qualified immunity for law enforcement officials (copy attached).

- **Utility Scale Solar Facilities:**

The treatment of solar projects is an emerging issue for some Virginia localities. Augusta County has received interest in the placement of solar farms in our urban service areas where we expect to see growth in industry, commercial and residential projects. Investments have been made for the necessary utilities for growth, such as electric, gas, water and sewer and even rail. Continuing to allow for an 80% tax break on these projects does not allow a locality to have a return on investment that encourages approval of solar farms. In 2018 session, SB-902 (now law) allowed for a local option on the 80% reduction on larger projects of 150 megawatts or more. Consideration should be given to allow the local option on any project greater than 25 megawatts. In light of revenue share assessment and siting agreement legislation for utility scale solar, improvements have been made; however there are still concerns. For example, if a locality adopts a revenue share assessment ordinance and receives a project for greater than 150 megawatts, then the locality would be required to assess the project using the revenue share ordinance rather than the un-exempted M&T tax.

- **Support Change in School Composite Index Formula to Use-value Assessments:**

Support legislation to adjust the calculation of the local Composite Index for public school funding by directing the Department of Education to adjust its funding calculations for the local ability to pay by using the use-value assessment of real property, instead of the true value, in localities that have adopted use-value taxation. Sixty-nine counties and eighteen independent cities have local agricultural use value ordinances. By putting this in place, the Commonwealth can align its goals across programmatic areas, supporting a strong agricultural economy while also accepting responsibility for its fair share of public education funding.

- **Support Inclusion of 25% Capital Reimbursement for Middle River Regional Jail Expansion in Budget:**

Augusta County is a member of the Middle River Regional Jail. The Board of Corrections has considered the Planning Study for an expansion of the regional facility, which includes a 400-bed minimum custody addition west of the existing facility, providing an increased inmate capacity of 772 beds. Improvements will meet the current and future housing and support functions of the jail while providing flexibility to adjust as the inmate population changes.

**END OF PRIORITIES**

## **Taxation:**

- **Oppose Change to Machinery & Tools and Business, Professional and Occupational Tax Structure:**

While neither of these taxes is particularly “popular” with various constituencies, unless and until the Commonwealth enacts replacement revenue sources for local governments, the two above-referenced taxes must stay in place as options for local governments. It is irresponsible to further add to the real property tax burden on constituents by eliminating more diverse revenue sources for local governments. A loophole in the BPOL is growing by virtue of the buying up of doctors’ practices by untaxed (not-for-profit) hospitals. Not only do local governments forego real property taxes on these hospitals and their expansions, but now, the impact on BPOL is becoming yet one more burden to be offset by residential real property taxes. Augusta County would stand to lose the following revenue if the following taxes were eliminated, constituting an 10-cent increase to the real estate tax rate:

|  |                    |
|--|--------------------|
| Machinery & Tools                          | \$4,420,000        |
| Business License (Reduced due to COVID-19) | <u>2,850,000</u>   |
| Total                                      | <u>\$7,270,000</u> |

- **Appeals of Tax Assessments:**

**Oppose** proposals to make major changes to the current appeals processes for real or tangible personal property assessments, such as changes to the assessor’s presumption of correctness or the role of the State Tax Commissioner with respect to the valuation of property.

- **Communications Sales and Use Tax Revenues:**

**Oppose** any further diversion of Communications Sales and Use Tax Trust Fund dollars beyond the uses already specified in statute (administration of the tax and the telephone relay center; franchise fees owed to localities). These revenues should be held in trust for localities and not diverted for general state purposes. Language adopted in the 2018-020 biennium budget and continues in the 2020 Appropriations Act provides for an additional diversion of funds to the State General Fund and these funds would otherwise flow to localities. Communications Tax revenue for Augusta County has shown a \$296,000 or 12.5% drop since 2017.

- **Recordation Tax Distribution to Localities:**

**Support** the restoration of state recordation tax revenues distributed to counties and cities for use of transportation or public education purposes. Oppose any efforts to divert existing dedicated regional transportation revenues to areas and purposes outside of that region unless additional dedicated funding sources are provided to hold such funding harmless. Augusta County averaged \$200,000 in State recordation tax collections, all of which have been

reduced through legislation and the remainder diverted by 2020 General Assembly action to the Hampton Road transit system.

## **Oppose Unfunded Initiatives Pushed to Local Tax Burden:**

- **Mandates:**

Mandates from the General Assembly come to local governments in two forms:

- Issues that local governments have to perform which they are not currently performing (this item means additional expenditures in local budgets); and

- Issues which involve revenue reductions either by cutting state revenue that has historically been shared with local government (example – ABC profits), or the abolition/altering of local revenues (example – car tax, BPOL, machinery and tools tax).

Workgroups considering local mandates and local fiscal stress need to be bold in their recommendations for the 2021 Session and include reduction of financial burdens on local governments.

- **State Funding for Any New State Initiatives:**

The Commonwealth should bear 100% of the cost for any service or program mandated by the state.

- **State Funding for Mandated and Shared Programs:**

The state has enacted programs which are overseen at the state level and administered at the local level and concurrently required the localities to fund increasingly larger shares of the expenses of these programs, whether directly or through re-defining terms within the formulas used to compute such funding requirements. The state needs to fund its true and responsible share of these programs including:

- education, including:

- \*sufficient funding for K-12

- \*sufficient funding for the SOLs

- \*additional funding for school construction;

- public libraries;

- constitutional officers and their offices;

- area agencies on aging;

- community service boards;

- mental health and intellectual disability programs and facilities;

- funding for local EMS and Rescue Squad training; and

- the mandated replacement of election equipment.



## **Land Management:**

- **Land-Use Decisions:**

Local land use decisions should remain at the local level without unreasonable or arbitrary state constraints.

- **Storm Water Regulations:**

We also **support** legislation to:

- Amend Section 62.1-44.15:28 of the Code of Virginia to give localities the ability to waive the state's portion of the VSMP fees if a locality waiver policy has been implemented by a locality and approved by the Board. We also request a new locality/state workload analysis to justify the state's portion from the storm water permit fee. The new analysis should address long-term responsibilities placed on localities that previous studies ignored.
  - We **support** adequate funding to enable local governments to meet ongoing costs associated with local storm water management programs that became effective on July 1, 2014. It is critical for the state to evaluate the effectiveness of the fee structure as outlined in the Virginia Storm Water Management Permit regulations because these fees are the PRIMARY source of revenue for funding local storm water management programs. As such, we support legislation to Amend Section 62.1-44.15:28.9.a of Virginia's Storm Water Management Law such that it would distribute a maximum of 10 percent of statewide storm water fees revenue to the Virginia Storm Water Management Fund with the remaining 90 percent remaining with local governments.
  - Amend Section 62.1-44.15:33 of the Code of Virginia to mandate that the State Water Control Board permit localities to consider long-term maintenance costs of a Best Management practice when approving a local storm water program.
- **Large Utility Projects:**  
**Support** adequate direction and resources for the Department of Environmental Quality (DEQ) to provide monitoring and enforcement of Erosion and Sediment Control and Storm water requirement by entities constructing large-scale utility projects, for example, pipelines and utility scale solar facilities. DEQ should conduct a review of the annual standards, specifications and construction general permit requirements for these projects to determine if they are providing adequate protection of water quality and natural resources.

- **Siting of Transmission Lines:**

**Support** requiring utilities to seek input from localities and property owners before any actions to construct, modify or enlarge transmission facilities.

- **Maintain Public Sector Role in Onsite Sewer Program:**

**Support** an onsite sewage program at the Virginia Department of Health (VDH) that protects public health and the environment in all regions of the Commonwealth. The Commonwealth should give special focus to addressing the challenge of failing septic systems and allow localities authority to develop and implement policies that support the state's program. We support the private sector providing onsite sewage system design, installation and repair services, as long as the services can be provided at affordable rates and in a timely manner, and as long as VDH continues to provide these direct services as well.

- **Broadband/Wireless Telecommunications:**

**Support** efforts to expand broadband capabilities in underserved and rural areas including strengthening local authority to deploy broadband directly or through public-private partnerships. Efforts to enhance the deployment of new technologies must include expansion of high-speed service to rural areas. **Oppose** legislation further attempting to bypass, limit, or otherwise further restrict the local zoning, permitting and review process for telecommunications infrastructure, including fee structures.

- **Dam Safety:**

**Support** sufficient state and federal funding for the repair and maintenance of flood control dams. The County has completed six rehabilitation projects in the last twenty years and will partner with state and federal agencies to complete a future project if funding is available.

## **Local Government Operations:**

- **Annexation:**

The General Assembly needs to end annexation in all parts of the Commonwealth of Virginia. The General Assembly should guarantee "599" funding increases to all localities with police departments.

- **Collective Bargaining:**

If expanded, this has the same effect on businesses and local governments as collective bargaining; Augusta County **opposes** such action.

- **Election Costs and Districts:**

**Support** legislation that would increase state investments in elections, including funding and support for primaries, voting equipment, personnel and voting places. Cost reduction solutions include requiring parties to pay for primary elections, having one date for primary elections, using printed ballots, establishing countywide voting places and other similar measures. For example, the costs of holding primary and special elections are not small for local governments. In the dual primary election in 2018, there were 8,794 total Augusta County voters, 18% of the total registrant count of 48,076. The dual primary cost to the county was approximately \$48,162, or \$5.48 per vote. The state must continue to share in the costs of such elections or require those who use the primary election processes for nomination to share or bear costs. The state should provide adequate funding to localities for optical scan and other voting equipment and registrar costs.

- **Volunteer EMS and Rescue Squad Training:**

Augusta County **supports** practical and reasonable initial certification and ongoing continuing medical education (CME) requirements for county fire EMS and rescue squad volunteers. Augusta County recognizes the vital importance of volunteer EMS and rescue squad training; however, we **do not support** extensive education requirements that discourage public volunteer service.

- **EMS Vehicle Maintenance Regulations:**

The Office of Emergency Medical Services regulations dictate that vehicle maintenance be performed according to the recommended manufacturer's schedule of maintenance. If found in non-compliance, the localities EMS license will not be renewed. Augusta County understands the need to have a maintenance program to protect the manufacturer's warranty on emergency services vehicles; however, the County would **support** redefining the definition in the regulations.

- **Public Notice Requirements:**

A thorough review of State Code requirements as they relate to "public notices" needs to be undertaken. The cost to the County for FY20 was \$11,594 for such mandated public notices.

- **Reform and Restructuring:**

The Reform and Restructuring Commission was strong in their recognition of the need to analyze legislation for its local impact, whether financial or otherwise; legislation must not move forward that has not been well analyzed and the state fiscal share appropriated. We **support** legislation or other measures providing additional time for localities to review bills that may have an impact on local revenues or expenditures. The General Assembly

needs to examine carefully short-term and long-term effects on state government and local governments, particularly with respect to state and local budgets. Many of the ideas that have been forwarded seem to have merit; however, the methods by which the concepts are proposed to be implemented have to be carefully reviewed for long-term effectiveness, efficiency and fairness.

**Support** continued state funding for the local costs associated with Medicaid expansion, such as local eligibility workers. Any and all additional requirements for local departments of social services, health departments, etc., need to be fully and responsibly funded by the state and/or federal government after the implementation year.

- **Extend LEOS Benefits to Animal Control:**

The County recognizes that duties of animal control officers are hazardous, dealing with animals, people, and situations, like law enforcement officers. Animal Control works with the local Sheriff's office on calls, such as drug busts, that include animals. County animal control does not fall under the control of the Sheriff's office and therefore, according to State law, is not eligible for LEOS benefits.

Augusta County recently conducted a survey to determine if animal control officers within Virginia currently receive VRS - LEOS. The survey was conducted through the Virginia Animal Control Association. Sixty-two (62) agencies within the State responded. There are 95 counties and 38 cities in Virginia. Not all agencies are registered with the Virginia Animal Control Association. Of those responding, the following was found:

- 15% work for a Sheriff's Office
- 47% work for a Police Department
- 30% work for the County Administrator
- 8% work for another Department

Within these agencies, 78% indicated they are not receiving VRS - LEOS. This was unexpected as we assumed the agencies working for a Sheriff or Police Department automatically received the benefit.

An additional survey was conducted and found 92% of animal control officers only enforce regulations related to animals. They are not both, a regular law-enforcement officer and animal control officer. We also found that 77% of those responding have taken an oath and are sworn by a circuit court clerk under Section 49-1 of the VA Code. This is the same oath as law-enforcement officers.

Augusta County would **support** the introduction of legislation that would include allowing duly sworn animal control officer to be eligible to receive Virginia's hazardous duty benefits under Title 51.1-138, Paragraph B of Virginia Code.

## **Other Items of Interest:**

- **Certificate of Public Need Program (COPN):**

The County **supports** Virginia's COPN program as an important component of the Commonwealth's health care policy and encourages the General Assembly to retain COPN in its current form with process reforms similar to those recommended by the state work group lead by the Secretary of Health and Human Resources in 2015. Legislation to deregulate COPN must be coupled with policies to promote access to care, ensure provision of essential health services, fund graduate medical education, and maintain the fiscal stability of Virginia's community hospitals.

DRAFT



# VACo 2021 LEGISLATIVE PROGRAM

*For the 2021 General Assembly Session*



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ADOPTED BY VACO  
MEMBERSHIP ON  
NOVEMBER 11, 2020

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# 2021 Legislative Program Virginia Association of Counties

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45 **ECONOMIC DEVELOPMENT AND**  
46 **PLANNING**

47  
48 **Priority**

49  
50 **Broadband**

51 VACo urges the Commonwealth to provide adequate financial assistance to  
52 counties to build the necessary telecommunications infrastructure to deploy  
53 universal affordable access to the internet for all areas, particularly in  
54 underserved and rural areas. Additionally, VACo supports legislation that  
55 provides additional tools for counties to finance, build and operate open access  
56 networks in partnership with commercial internet service providers. VACo also  
57 supports efforts to streamline the permitting of broadband infrastructure in the  
58 VDOT right-of-way.  
59

60 **Positions**

61  
62 **Economic Development**

63 VACo supports economic development policies and programs that bolster local  
64 and regional development efforts by maintaining and expanding state funding,  
65 streamlining state and federal processes, and granting additional funding and  
66 authority to promote local and regional initiatives. VACo also supports state  
67 funding for Virginia’s planning district commissions and local cooperative  
68 extension offices, which play key roles in addressing regional challenges.  
69

70 **Land Use**

71 VACo supports maintaining local and expanding authority to plan and regulate  
72 land use and opposes any legislation that weakens these key local responsibilities.  
73 VACo also supports legislation that grants localities additional tools to adequately  
74 meet increasing needs for public services driven by new development without  
75 burdening current residents with the cost of new growth through increased real  
76 estate taxes. Such additional tools may include broad impact fee authority for all  
77 counties, and adequate public facilities provisions.  
78

79 **Affordable and Workforce Housing**

80 VACo supports maintaining federal and state funding and appropriate incentives  
81 to assist localities in fostering affordable housing, as well as workforce housing  
82 for employees such as teachers and first responders.  
83

84 **Regulation of Home-based Businesses**

85 VACo opposes any legislation that limits or restricts local authority to regulate  
86 home-based businesses, including short-term rentals regardless of whether  
87 services or goods are purchased through an online hosting platform.  
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**Impacts of Federal and Military Facilities**

VACo supports maintaining federal and state funding and technical assistance to mitigate the impacts on counties affected by federal budget cuts and to sustain current and future federal facilities in Virginia. VACo supports state and local partnerships that work to prevent encroachment and non-compatible land uses next to military installations. VACo also supports workforce training and retraining for programs that support defense activities in Virginia.

**Maintain Public Sector Role in Onsite Sewer Program**

VACo supports an onsite sewage program at the Virginia Department of Health (VDH) that protects public health and the environment in all regions of the Commonwealth. The Commonwealth should give special focus to addressing the challenge of failing septic systems and allow localities authority to develop and implement policies that support the state’s program. VACo supports the private sector providing onsite sewage system design, installation, and repair services, as long as the services can be provided at affordable rates and in a timely manner, and as long as VDH continues to provide these direct services as well.

**Siting of Transmission Lines**

VACo supports requiring utilities to seek input from localities and property owners before any actions to construct, modify or enlarge transmission facilities.

# EDUCATION

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## Priority

### **Education Funding**

VACo urges the General Assembly to provide full state funding for public education, including the Standards of Quality (SOQ) as recommended by the Board of Education, where these recommendations coincide with prevailing local practice, targeted incentive programs, capital, and maintenance support, and teacher salaries.

Full state funding should be achieved without reduction to other parts of state public education budgets or to other core services. Changes to school security and high school graduation standards will require additional resources to implement and those costs must be adequately funded by the state. VACo supports additional state resources and additional funding options for localities for capital and school construction costs, including expanding dedicated local sales and use tax authority first given to select counties by the General Assembly in 2019.

VACo urges the General Assembly to provide hold-harmless funding for Sales Tax distributions to local school divisions and Direct Aid payment amounts based on average daily membership until the main impacts of COVID-19 on both sources of funding cease. VACo also supports additional resources to provide distance learning and COVID-19 mitigation for in-person instruction.

## Positions

### **Charter Schools**

VACo opposes legislation that removes authority from local school boards and divisions to establish charter schools.

### **Childhood Development and School Readiness**

VACo supports efforts to increase at-risk children’s access to high-quality, enriching learning environments, including more resources and flexibility for localities participating in programs like the Virginia Preschool Initiative and Head Start.

### **Childcare**

VACo supports additional federal and state funding for programs such as the Child Care and Development Block Grant (CCDBG) to support increased demand for childcare services in communities with school divisions that have opted to provide virtual or hybrid instruction plans to preK-12 students for the 2020-2021 school year as a result of COVID-19 mitigation efforts. Access to safe and affordable childcare is an essential component to allowing local businesses to resume operations and county economies to recover. VACo supports local flexibility to administer or expand support services for childcare.

183 **Critical Thinking Skills**  
184 VACo supports changes to educational programs and standards that rely less on  
185 standardized testing and more on critical thinking skills such as performance-  
186 based assessments.

187  
188 **Funding Support Personnel**  
189 VACo supports full restoration of budget cuts, including the elimination of the  
190 funding cap on support positions, and full reinstatement of the Cost of  
191 Competing Adjustment “COCA” for support staff. In addition to meeting its  
192 obligations to fully fund instructional staff, the Commonwealth should meet its  
193 obligation to fully fund K-12 support staff.

194  
195 **Library System**  
196 VACo supports additional state resources for the funding of financial aid to the  
197 local library system.

198  
199 **Reversion of Funds**  
200 VACo supports the current practice whereby all year-end funds appropriated to  
201 the school divisions by the locality revert to the locality, retaining discretion with  
202 the governing body to evaluate and approve the reallocation of year-end fund  
203 balances.

204  
205 **School Consolidation and Regionalism**  
206 VACo supports additional state resources and incentives that allow counties to  
207 voluntarily consolidate or regionalize K-12 services to increase operational  
208 efficiencies.

209  
210 **School Safety and Security**  
211 VACo supports efforts to improve school safety and preparedness including  
212 establishing a Statewide School Safety Drill, for students, teachers,  
213 administrators, law enforcement, and other staff to engage in active shooter  
214 drills. VACo supports the development of model policies to provide guidance on  
215 active shooter drills and updates to school safety plans and drills. VACo supports  
216 dedicated state funding to improve school security for both capital and  
217 operational costs including funding that would serve as an incentive for local  
218 school divisions to make investments in security and health. VACo supports  
219 continued local authority to implement appropriate security measures.

220  
221 **Special Education Regional Tuition Reimbursement Program**  
222 VACo supports enhancing local capacity to serve children with high-level support  
223 needs in the least restrictive environment, including regional special education  
224 programs. VACo supports local flexibility in the structure of such programs. If a  
225 new model for the distribution of funding for special education students with  
226 intense support needs is implemented, such a model should be phased in  
227 gradually, with state dollars provided to enable school divisions that would  
228 otherwise experience reductions in funding to continue to meet federal  
229 maintenance of effort requirements.

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**Teacher Shortage and Retention**

VACo urges the General Assembly to approve and fund strategies addressing the teacher shortage in the Commonwealth. VACo supports a targeted approach to teacher shortage by prioritizing areas in critical need, as recommended by the Virginia Department of Education. VACo supports using district-level data to determine how to best fill shortage gaps, especially in hard-to-staff divisions. VACo supports reducing burdens on the teacher workforce in the Commonwealth. VACo supports programs aimed at reducing student debt for teaching in public schools. VACo also supports programs that encourage teachers to stay in the profession including measures that provide mentorship, guidance and other forms of support for teachers in their first five years in the profession.

**Workforce-Ready Students**

VACo supports changes in curriculum and funding that will increase the number of students leaving the K-14 system with workforce-ready credentials. VACo supports incorporating career and technical education curriculum at the elementary school level. VACo supports high school students earning academic credit for participating in an internship, apprenticeship, credential, and other work programs. VACo supports innovative models for schools to give academic credit for students that earn industry workforce skills through certifications, or licensure from an approved education or training provider. VACo supports establishing partnerships to strengthen the school-to-workforce pipeline in a variety of ways including guaranteed employment opportunities with local businesses and learning opportunities shared between local community colleges and high schools.

VACo supports the expansion and funding of workforce training programs such as the Virginia Talent Accelerator Program and the Virginia Jobs Investment Program.

# ENERGY SUBCOMMITTEE

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## Positions

### **Energy Policy**

VACo supports renewable energy policies and goals that reduce greenhouse gas emissions without compromising reliable and affordable access to electricity. Such policies should allow for responsible coal and natural gas extraction, processing, and transport while protecting agricultural interests and natural resources.

### **Renewable Energy Production and Energy Efficiency**

VACo supports legislation allowing counties to implement renewable energy and energy efficiency goals. This includes the allowance of third-party power purchase agreements (PPAs) to serve municipal electric accounts, as well as other creative financing mechanisms that enable the development of renewable energy sources and energy efficiency programs and measures.

### **Utility-Scale Solar**

VACo supports maintaining local authority to address all impacts and all choices associated with utility-scale projects. Additionally, VACo opposes any expansion or extension of the state-mandated tax exemption on local property taxes for solar equipment.

# ENVIRONMENT AND AGRICULTURE

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## Priority

### **Water Quality Improvement Funding**

VACo supports effective partnerships across all levels of government as well as adequate financial and technical assistance from the federal and state governments to improve water quality. VACo supports improved water quality but opposes strategies that penalize local governments by withdrawing current forms of financial assistance or imposing monitoring, management, or similar requirements on localities without providing sufficient resources to accomplish those processes. VACo supports efforts to continue to restore and protect the Chesapeake Bay but opposes additional nutrient regulations on wastewater treatment facilities that are scientifically unsound, economically infeasible, or unnecessary for meeting the Commonwealth’s goals. VACo opposes the imposition of a state fee, tax or surcharge, on water, sewer, solid waste, or any service provided by a local government or authority.

## Positions

### **Aquifer Protection**

VACo supports initiatives by the state to assure adoption of actions to reduce high chloride concentrations and loss of artesian head pressure in Virginia’s aquifers. VACo also supports a review of regulations and supports education initiatives that promote reclamation of water on a local level for industrial and irrigation uses to offset future demands on all ground and surface water used for human consumption.

### **Biosolids**

VACo supports an effective statewide regulatory program governing land application of biosolids. Such a program should not infringe upon the authority of local governments to monitor compliance. VACo supports the ability of local governments to propose amendments to biosolids permits as they are considered by DEQ.

### **Conservation**

VACo encourages targeted initiatives to facilitate the protection of land for conservation purposes. VACo supports the creation a Purchase of Development Rights program that provides state funding for the Virginia Land Conservation Foundation and participation incentives for landowners. Such programs preserve prime soils for food production and protect important forest land and environmentally sensitive areas in the Commonwealth.

VACo supports voluntary state and federal conservation programs, including the United States Department of Agriculture’s (USDA) Environmental Quality Incentives Program and the Conservation Stewardship Program, to assist producers with the implementation of best management practices.

366 **Dam Safety**  
367 VACo supports programs that keep downstream owners and developers aware of  
368 potential inundation zones. VACo also supports sufficient state and federal  
369 funding for the repair and maintenance of dams.

370  
371 **Energy**  
372 *See Energy Subcommittee Platform.*

373  
374 **Hydraulic Fracturing**  
375 VACo supports a stringent state regulatory program for hydraulic fracturing  
376 (“fracking”) that addresses the potential to tap into natural gas reserves in ways  
377 that protect public and private groundwater supplies and preserve local  
378 government authority to regulate and/or ban this type of mining activity through  
379 their land use ordinances. VACo supports transparency efforts that require the  
380 disclosure of all chemicals and chemical mixes used in the fracking process prior  
381 to their use.

382  
383 **Invasive Species and Noxious Weeds**  
384 VACo supports funding for, and the complete implementation of, the Virginia  
385 Invasive Species Management Plan. VACo supports an amendment to the term,  
386 “noxious weeds,” enabling additional invasive plants to be considered for  
387 regulation. All programs and proposals should be evaluated for their commercial  
388 impact, allowing no more than a negligible impact on Virginia’s agricultural  
389 industry. Finally, VACo supports requiring better state prevention and  
390 mitigation practices.

391  
392 **Large Utility Projects**  
393 VACo supports the provision of adequate direction and resources for the state to  
394 improve monitoring and enforcement of Erosion and Sediment Control and  
395 Stormwater requirements by entities constructing large-scale utility projects. The  
396 state should conduct a review of the annual standards, specifications, and  
397 construction general permit requirements to determine adequate protection of  
398 water quality and natural resources.

399  
400 **Non-Point Source Pollution**  
401 VACo supports a well-financed state program to address non-point source runoff  
402 from agricultural operations. The program should encourage implementation of  
403 priority best management practices (BMPs) such as nutrient management  
404 planning, use of cover crops, continuous no-till farming and development of  
405 forested riparian buffers and livestock stream exclusion.

406  
407 **Predator Control**  
408 VACo urges state and federal agencies to support the agricultural industry by  
409 allowing farmers and producers sufficient flexibility when protecting livestock  
410 against predatory animals. VACo encourages the USDA Wildlife Services Division  
411 and the Virginia Department of Agriculture and Consumer Services to allow  
412 producers access to the predator control tools required for the continuation of

413 effective livestock production. VACo also supports USDA’s Livestock Indemnity  
414 Program and the financial relief it provides to producers who have lost livestock  
415 to the attacks of federally protected predators.

416

### 417 **Southern Rivers Watershed**

418 VACo supports continued funding for the Southern Rivers Watershed  
419 Enhancement Program to improve water quality in non-Chesapeake Bay  
420 watersheds.

421

### 422 **Stormwater Programs**

423 VACo supports state funding that enables local governments to fully satisfy the  
424 resource and funding needs associated with local stormwater management  
425 programs. VACo supports legislation that proposes creative and cost-effective  
426 stormwater management practices. VACo supports initiatives that clarify and  
427 modernize stormwater regulations and permitting processes, including measures  
428 that makes permitting more efficient, reevaluates the fee structure system, and  
429 allows for considerations of factors such as long-term maintenance costs. VACo  
430 supports legislation that proposes innovative solutions to facilitate compliance  
431 with stormwater standards in ways that promote economic development while  
432 achieving water quality goals.

433

### 434 **Tree Conservation and Replacement**

435 VACo supports strengthening and expanding tree replacement and tree  
436 conservation statutes to include all localities in Virginia.

437

### 438 **Onsite Wastewater Systems**

439 VACo supports legislation ensuring that potential buyers of real property are told  
440 about the type, size and maintenance requirements and associated costs of the  
441 wastewater systems on the property prior to the signing of the initial sales  
442 contract and the recordation of engineered systems plat and deed at the time of  
443 sale.

444

### 445 **Uranium Mining**

446 VACo supports continuation of a moratorium on uranium mining and milling  
447 within the Commonwealth of Virginia.

448

### 449 **Technical Assistance**

450 VACo supports robust state funding for entities that provide critical resources  
451 and technical assistance to localities in their efforts to comply with  
452 environmental policies and regulations. This includes, but is not limited to,  
453 organizations such as Virginia Soil and Water Conservation Districts (SWCDs),  
454 the Virginia Cooperative Extension and Planning District Commissions (PDCs).

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### 456 **Water Supply Planning**

457 VACo supports appropriations adequate to ensure full funding by the state for the  
458 ongoing development and implementation of state-mandated water supply plans.



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VACo does not support overly burdensome permitting processes or applications for water usage.

# FINANCE

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## Priority

### **Local Finance**

VACo supports preserving the authority of county governments to levy and collect revenue from local business taxes.

## Positions

### **Appeals of Tax Assessments**

VACo opposes proposals to make major changes to the current appeals processes for real or tangible personal property assessments, such as changes to the assessor's presumption of correctness or the role of the state Tax Commissioner with respect to valuation of property.

### **Funding for State Mandated Positions and Jails**

The Commonwealth must meet its obligations to fund appropriate staffing for the state's system of justice, to include clerks, magistrates, Commonwealth's Attorneys, public defenders, district court employees, and probation office employees. In the absence of adequate state support for this critical function of government, localities are frequently placed in the untenable position of supplementing the justice system with local dollars in order to ensure its continued functioning.

VACo urges the Commonwealth to meet its full funding obligations and provide flexibility in the use of state funds for compensation of constitutional officers and state-supported local employees.

VACo requests that jail per diem funding in the 2020-2022 biennial state budget be increased to levels that better represent the costs of housing inmates and be adjusted for inflation in the future so that payments keep pace with rising costs. The current rates of \$4 per day for local-responsible inmates and \$12 per day for state-responsible inmates are inadequate and represent an underfunded mandate on counties. The Compensation Board estimated a total average daily cost of operating local and regional jails at \$87.20 per inmate in FY 2018, of which \$48.05 was contributed by localities.

VACo supports payment of the medical costs of inmates using a cost-effective program jointly funded at the federal and state levels. VACo supports the provision of clinically appropriate health care for individuals incarcerated in local and regional jails; if the state establishes standards for the provision of health care, including behavioral health care, in local and regional jails, these standards should be adopted through the regulatory process with ample opportunity for stakeholder involvement, and the state must provide sufficient funding to allow these standards to be met.

550 **Mitigation of the Effects of Tax-Exempt Property on the Local Tax**  
551 **Base**

552 VACo supports reinstating state payments (PILT) to counties that mitigate the  
553 impacts of state correctional and behavioral healthcare facilities on county  
554 revenue. VACo supports measures to ameliorate the effects of large amounts of  
555 other tax-exempt property on the local tax base, including state assistance with  
556 the costs of state-mandated property tax exemptions.

557  
558 **Legislation with Local Fiscal Impact**

559 VACo supports legislation or other measures providing additional time for  
560 localities to review legislation that may have an impact on local revenues or  
561 expenditures.

562  
563 **Modernization of Communications Sales and Use Tax Structure**

564 VACo supports updating the Communications Sales and Use Tax (CSUT) to  
565 ensure that it reflects the modern telecommunications landscape, which has  
566 evolved since the CSUT took effect in January 2007.

567  
568 VACo opposes any further diversion of Communications Sales and Use Tax Trust  
569 Fund dollars beyond the uses already specified in statute. These revenues should  
570 be held in trust for localities and not diverted for general state purposes.

571 Currently, funds from the Communications Sales and Use Tax Trust Fund are  
572 taken “off the top” for the Department of Taxation’s costs to administer the tax,  
573 the telephone relay center operated by the Department for the Deaf and Hard of  
574 Hearing, and any franchise fees owed to localities. Language adopted in the  
575 2018-2020 biennium budget and continued in the 2020 Appropriations Act  
576 provides for an additional diversion of funds to the state General Fund from  
577 assumed savings in the telephone relay contract; these funds would otherwise  
578 flow to localities.

579  
580 **Real and Personal Property Tax Exemptions Enacted Prior to 2003**

581 VACo supports providing localities the ability to decide whether to maintain  
582 property tax exemptions granted by the General Assembly prior to passage of the  
583 Constitutional amendment vesting the authority to grant such exemptions with  
584 localities. The Constitutional amendment which was passed by the voters in  
585 2002 and took effect in January 2003 placed decision-making authority about  
586 local tax exemptions with local governing bodies, within certain limits, and this  
587 authority should apply to exemptions granted before 2003 as well.

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# GENERAL GOVERNMENT

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## Priorities

### **Local Authority**

VACo supports relaxation of the Dillon Rule and legislation maintaining and enhancing local authority and autonomy in matters including land use, revenue measures, procurement and other issues of local concern. VACo supports extending powers currently granted to some local governments to all local governments. VACo opposes legislation that erodes local authority.

### **Unfunded Mandates**

VACo opposes unfunded mandates and shifting fiscal responsibility for existing programs by the Commonwealth from the state to localities. When funding for a mandated program is altered, the mandate should be suspended until full funding is restored. When legislation with a cost to localities is passed by the General Assembly, the cost should be borne by the Commonwealth, and the legislation should contain a sunset clause providing that the mandate is not binding on localities until funding by the Commonwealth is provided. VACo opposes changes to state-mandated funding formulas that decrease state funding and require increased local funding.

## Positions

### **Collective Bargaining for Public Employees**

VACo opposes any effort to mandate collective bargaining for public employees.

### **Election Costs and Districts**

VACo supports legislation that would increase state investments in elections. This includes funding and support for primaries, voting equipment, personnel and voting places. Cost reduction solutions include requiring parties to pay for primary elections, having one date for primary elections, using printed ballots, establishing countywide voting places and other similar measures. The state should provide adequate funding to localities for optical scan and other voting equipment and registrar costs. VACo also supports legislation to minimize or eliminate Split Voting Precincts. Additionally, VACo supports a streamlined process to address situations in which census boundaries do not align with locally drawn or commonly adhered to boundaries.

### **Ethics Reform**

VACo supports common sense efforts to strengthen Virginia's public ethics and conflicts of interest laws that are applicable and practical at the local level.

### **Freedom of Information Act (FOIA)**

VACo opposes changes to the Virginia Freedom of Information Act that would impose additional burdens on localities.

642 **Grievance Hearings**  
643 VACo supports legislation authorizing localities to use an administrative hearing  
644 officer and existing grievance panels and procedures, and opposes the mandate of  
645 a three-member panel. VACo also supports providing immunity to local  
646 government employees, officers, volunteers, administrative hearing officers and  
647 panel members for claims arising out of participation in personnel grievance  
648 procedures.  
649

650 **Interoperability**  
651 VACo supports the state’s goal that agencies and their representatives at the local,  
652 regional, state and federal levels be able to communicate using compatible  
653 systems to respond more effectively during day-to-day operations and major  
654 emergencies. Local governments require dedicated federal and state funding  
655 sources to achieve this goal.  
656

657 **Next Generation 9-1-1 (NG9-1-1)**  
658 VACo supports the Commonwealth’s transition to Next Generation 9-1-1 (NG9-1-  
659 1) in a way that does not unfairly burden localities, financially or otherwise.  
660

661 **Pretrial Services**  
662 VACo supports increased funding for and expansion of pretrial services.  
663

664 **Public Notice, Public Hearing and Public Procurement**  
665 VACo supports legislation to streamline required newspaper advertising for  
666 public notices, public hearings and public procurement including legislation to  
667 give localities the option to use electronic or other forms of notification as an  
668 alternative to newspaper advertising.  
669

670 **Public Safety – Body Worn Cameras**  
671 VACo supports maintaining the ability of local governments to adopt policies and  
672 practices regarding body worn cameras that reflect local needs and fiscal realities.  
673

674 **Sovereign Immunity**  
675 VACo opposes any substantive change in local governments’ present defenses of  
676 qualified immunity and sovereign immunity. VACo opposes bringing counties  
677 under the Virginia Tort Claims Act.  
678

679 **State Assistance for Police Departments**  
680 VACo supports increasing state assistance for police departments through “599”  
681 Aid to Localities. This funding is designed to equalize state funding between  
682 counties in which the sheriff department provides law enforcement and those  
683 cities, counties and towns with a police department.  
684

685 **Workers’ Compensation Presumptions**  
686 VACo opposes any effort to expand workers’ compensation presumptive illnesses  
687 eligibilities for public employees that is not done in concert with additional state  
688 funding assistance to local governments to offset additional insurance liabilities.

# HEALTH AND HUMAN RESOURCES

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## Priority

### **Health and Human Resources Funding**

VACo supports transparent state policies and funding to ensure the Commonwealth’s at-risk families have access to high quality and appropriate services. The Commonwealth should provide full funding to localities and their state administrative entities for state-mandated human services and provide the necessary program flexibility to enable localities to provide comprehensive and case-tailored services.

## Positions

### **Aging/Long-Term Care**

VACo supports efforts that allow seniors to remain at home in a safe and secure environment. VACo urges the General Assembly to provide sufficient funding for companion services, in-home services, and home-delivered meals. Due to the increasing number of older adults in Virginia and the rise of Adult Protective Services (APS) cases, VACo supports additional state resources to ensure adequate training for APS workers on topics such as financial exploitation.

### **Behavioral Healthcare**

VACo supports continued funding by the Commonwealth sufficient to allow Community Services Boards (CSBs) to meet adequately the charge of providing services through a community-based system of care. State support must adequately enable CSBs to provide the additional services mandated by the General Assembly to be phased in over the next several years, as well as any additional requirements that may be added.

VACo supports the provision of additional resources to meet the behavioral health needs of justice-involved individuals, such as mobile crisis services and other diversion programs that may be appropriate substitutes for, or supplements to, law enforcement responses. Such work should be coordinated with existing local and state efforts.

Any changes to CSB funding should involve meaningful consultation with localities as key funding partners in the behavioral health system. In addition to local contributions to CSBs, localities make significant commitments to behavioral health through support for services funded through the Children’s Services Act and local spending on behavioral health care in local and regional jails, among other funding commitments.

Proposed changes to the funding structure, such as the creation of new funding formulae, should apply only to new funding. As an alternative, hold-harmless funds must be provided to those CSBs that would stand to lose state funding under any new funding structure.

733 VACo supports the ability of the Department of Behavioral Health and  
734 Developmental Services to waive local matching requirements for CSB funding  
735 for localities experiencing financial hardships.

736 Realignment of the behavioral health funding structure to incentivize  
737 community-based treatment rather than use of state hospitals will require  
738 additional state dollars and must not rely on local funding to backfill  
739 unanticipated costs for hospitalization.

740 VACo supports the creation of additional Medicaid waiver slots to serve  
741 individuals with intellectual and developmental disabilities in the community,  
742 approximately 13,600 of whom were on a wait-list as of August 2020.

### 743 **Children’s Services Act**

744 VACo supports equitable cost-sharing between the state and localities for the  
745 costs involved in the placements of children in residential treatment facilities for  
746 non-educational reasons. VACo opposes proposals to limit state participation in  
747 funding services for children and youth who are mandated to be provided with  
748 special education and foster care services.

749 VACo supports enhancing the ability of local school divisions to serve  
750 children with disabilities, to include flexibility in use of state pool funds to serve  
751 children with high-level needs in local or regional programs tailored to meet  
752 those needs, and additional support for special education wraparound services to  
753 help support children in their communities.

754 VACo supports state assistance to localities with contracting for CSA  
755 services to improve localities’ ability to negotiate with providers of these services,  
756 such as private day placements. VACo supports rate setting by the state for  
757 private day placements, with appropriate recognition of cost variations by region.

### 758 **Early Intervention**

759 VACo supports sustainable funding for Part C Early Intervention, which is an  
760 entitlement program that provides services for Virginia’s infants and toddlers.  
761 VACo requests that the General Assembly continue to increase state general  
762 funding to address growth in caseloads and fund rates that address the costs of  
763 providing the services. Underfunding this entitlement program puts pressure on  
764 local revenues to fill funding gaps for this mandated service.

### 765 **Emergency Medical Transportation**

766 VACo supports policies to protect consumers who require air ambulance services.  
767 VACo opposes proposals that would add additional legal and administrative  
768 burdens on local first responders regarding decisions about methods of  
769 transportation in emergency situations.

### 770 **Foster Care**

771 VACo supports efforts to ensure that the state is prepared to meet the  
772 requirements of the recently-enacted federal legislation governing federal  
773 funding for children placed in foster care, to include preparing providers to meet  
774 new standards required in the law. This legislation will allow federal  
775 participation in prevention services that previously have been funded by state

780 and local dollars, but services must meet certain standards in order to qualify for  
781 federal funding. VACo supports state assistance in recruiting appropriate foster  
782 families to care for children who must be removed from their homes. VACo  
783 supports state assistance in recruiting and retaining child welfare workers to  
784 address high rates of turnover in local departments of social services, such as by  
785 increasing the number of partnerships with universities in Virginia, improving  
786 training for child welfare workers by implementing an academy model, and  
787 expanding the Child Welfare Stipend program.

788

### 789 **Group Homes**

790 VACo supports resources necessary for the state to enforce appropriate  
791 regulation of group homes, such as staff qualifications and the condition of the  
792 homes, to ensure the protection of residents' health and safety.

793

### 794 **Healthcare**

795 VACo supports continued state funding for dental care, school nurses and  
796 preventive services and maternal and child health programs offered through local  
797 health departments and local school systems. VACo encourages the state to  
798 prepare for emergency health services access to care and to develop and fund  
799 incentives that would alleviate the nursing shortages felt in many communities.

800

### 801 **Human Trafficking**

802 VACo supports treating survivors of human trafficking as victims, not criminals,  
803 and supports their access to services available to other trauma victims, such as  
804 job placement services, housing assistance, access to education, legal services,  
805 and mental health services.

806

### 807 **Implementation of Medicaid Expansion**

808 VACo supports continued state funding for the local costs associated with  
809 Medicaid expansion, such as local eligibility workers.

810

### 811 **Local EMS Involvement**

812 VACo supports increased local involvement in state EMS planning to ensure  
813 statewide needs are met and to avoid imposing unnecessary barriers to  
814 volunteerism.

815

### 816 **Prevention Services**

817 VACo supports increased state general funding for community-based service  
818 programs. VACo recognizes programs such as Healthy Families, Comprehensive  
819 Health Investment Project (CHIP) of Virginia, Smart Beginnings, and Resource  
820 Mothers as important models and requests that the General Assembly provide  
821 additional funding for these home- and community-based activities. Investments  
822 in programs that ensure a strong start for children can help reduce the need for  
823 costlier interventions later in life.

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**Substance Abuse**

Efforts to address substance dependency must be comprehensive and coordinated with localities. The state should develop and support evidence-based prevention initiatives and should continue to improve access to treatment.

**Telehealth**

VACo supports the use of electronic information and telecommunications technologies to support long-distance clinical health care, patient and professional health-related education, public health and health administration. Flexibility in the delivery of these services is essential in meeting the needs of residents.

# TRANSPORTATION

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## Priority

### **Transportation Funding**

VACo supports continued study and action to address the causes for declining growth in transportation revenues and to develop recommendations to grow revenue over time to meet increasing demands for new construction and maintenance for existing transportation infrastructure. Such action must address the secondary road needs of counties throughout the Commonwealth, as such funding has been vastly reduced over the past 10 years.

VACo supports changes to simplify the Smart Scale process for allocating transportation funds to reduce time and costs to prepare and review applications. VACo supports adequate funding levels to maintain existing transit capital state match rates which are projected to decline starting in 2021 due to the depletion of transportation bonds.

In 2018 the legislature enacted a dedicated funding solution for Metro that came largely through reallocation of existing revenues, at the expense of other significant transportation projects throughout Northern Virginia. Though significant progress was in the 2020 legislature, VACo supports continuing efforts to replace the regional funding that was redirected from the Northern Virginia Transportation Authority.

## Positions

### **Autonomous Vehicles**

VACo supports continued collaboration with local governments on the development, deployment, and restrictions of use for autonomous vehicles, aerial systems, and related support infrastructure.

### **Local-State Cooperation**

VACo is committed to the protection of local government authority to regulate land use. This authority must be recognized by Virginia Department of Transportation (VDOT) and the Commonwealth Transportation Board (CTB) when evaluations are conducted to determine the consistency between local transportation plans and the Commonwealth's transportation priorities. VACo also opposes the reduction of local control that is associated with the CTB's process of designating Corridors of Statewide Significance and the implementation of Arterial Preservation. Additionally, VACo supports additional flexibility within the VDOT project approval process and standards to be responsive to localities' individual needs. VACo supports the expansion of authority and discretion of Resident Administrators of VDOT to approve modifications to design standards where appropriate with local needs, including reduction of speed limits. VACo also supports local control over applications submitted to the Office of Intermodal Planning and Investment (OIPI).

919 **Devolution of Secondary Roads**  
920 VACo opposes legislative or administrative initiatives that would transfer to  
921 counties the responsibility for the construction, maintenance or operation of new  
922 and existing roads.

923  
924 **Highway Tolls**  
925 VACo opposes the installation of toll facilities on Virginia’s interstate highways  
926 until the Commonwealth Transportation Board has thoroughly reviewed and  
927 assessed the components of a long-term capital improvement program, has  
928 identified and compared all available funding alternatives and has adopted a  
929 proposal that matches capital improvements with realistically available funding  
930 sources.

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932 **Maintenance Priorities**  
933 VACo supports a requirement imposed upon VDOT to implement a notification  
934 plan with the local governing body to establish maintenance priorities.

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936 **Orphaned Drainage Outfalls**  
937 VACo supports dedicated funding assistance to counties to mitigate the impacts  
938 of drainage outfalls with no assigned maintaining entity across the  
939 Commonwealth.

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941 **Parking**  
942 VACo supports general authority for counties to adopt ordinances regulating,  
943 including prohibiting, the parking of boats, RVs, utility trailers, campers, etc. on  
944 subdivision streets. In addition, VACo supports additional authority that would  
945 allow localities with parking ordinances the ability to enforce such ordinances  
946 using law enforcement, uniformed local employees, or uniformed personnel  
947 under contract with the locality.

948  
949 **Rail Enhancement Fund**  
950 VACo supports authority for counties to approve Rail Enhancement Fund  
951 projects funded by the state and constructed within their jurisdictions.

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953 **Railway Crossings**  
954 VACo supports efforts to safely improve mobility issues on roads that cross  
955 railway lines.

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957 **Recordation Tax Distribution to Localities**  
958 VACo supports the restoration of state recordation tax revenues distributed to  
959 counties and cities for use of transportation or public education purposes.

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961 **Regional Transportation Funding**  
962 VACo opposes any efforts to divert existing dedicated regional transportation  
963 revenues to areas and purposes outside of that region unless additional dedicated  
964 funding sources are provided to hold such funding harmless.

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**Truck Size and Weight**

VACo opposes any legislation that seeks to increase truck size or weight beyond the current federal standards, thereby stressing the capacity of the Commonwealth's road systems and putting highways, roads and bridges at risk of increased damage or deterioration.

**A RESOLUTION IN OPPOSITION TO ANY LEGISLATIVE EFFORT TO REPEAL OR REVISE THE JUDICIAL DOCTRINE OF QUALIFIED IMMUNITY FOR LAW ENFORCEMENT OFFICIALS.**

WHEREAS, the General Assembly of Virginia is considering possible repeal or revision of the judicial doctrine of qualified immunity, and

WHEREAS qualified immunity protects law enforcement officials from frivolous, vengeful, and harassing lawsuits while allowing full trial of any case with merit; and

WHEREAS any legislative repeal or revision of qualified immunity would manifestly harm law enforcement by putting law enforcement officers at constant risk of unjustified lawsuits for almost every action they take; and

WHEREAS, any legislative repeal or revision of qualified immunity would require the taxpayers of **Augusta** County to pay for the defense of any and every claim against law enforcement officials, no matter how frivolous or unjustified; and

WHEREAS, repeal or revision would contribute to making law enforcement officials hesitate or refrain from becoming involved in some high-conflict situations because of the fear of liability, even for actions taken in good faith, and such hesitation or restraint will jeopardize public safety; and

WHEREAS, repeal or revision would make it harder to recruit and to retain the most highly qualified candidates for deputy positions because of the fear of repeated unjustified lawsuits; and

WHEREAS efforts at repeal or revision represent ill-advised prejudice against the men and women of law enforcement who put their lives on the line every day to protect public safety,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF **AUGUSTA** COUNTY:

1. That **Augusta** County opposes any legislative repeal or revision of the judicial doctrine of qualified immunity and urges the County's delegation to the General Assembly to oppose any such effort.
2. The Clerk shall provide an attested copy of this resolution to all members of the County's delegation to the General Assembly.

Adopted by the **Augusta** County Board of Supervisors this \_\_\_ day of \_\_\_\_\_, 2020.

Enter:

\_\_\_\_\_  
Clerk

**EMPLOYEE BONUS ORDINANCE  
COUNTY OF AUGUSTA, VIRGINIA**

**WHEREAS**, *Virginia Code § 15.2-1508* sets forth the procedure, including the adoption of an ordinance, by which a Board of Supervisors may provide for payment of monetary bonuses to county employees; and

**WHEREAS**, the Board of Supervisors believes these one-time bonuses for County Employees is the most cost-effective way to give something to employees that did not receive a planned increase in pay for the 2021 fiscal year due to the potential financial impacts of the COVID-19 pandemic; and

**WHEREAS**, the Board of Supervisors recognize the hard work and dedication of county employees to the performance of their job under unprecedented conditions caused by the COVID-19 pandemic; and

**WHEREAS**, one-time bonuses are payments made to Employees rather than COLA and/or Merit increases which affect further budgets; and

**WHEREAS**, the Board of Supervisors, after due notice, has determined that the desire of the Board of Supervisors to provide the County of Augusta, Virginia employees a monetary bonus shall be granted;

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Supervisors of Augusta County, Virginia, that:

1. A “bonus” shall be defined as a lump-sum payment to an employee that is not part of the base salary.

2. The Board of Supervisors shall appropriate and pay a bonus of \$2,500.00 for all full-time employees hired before June 30, 2020.

3. The Board of Supervisors shall appropriate and pay a bonus of \$1250.00 for all full-time employees hired between July1, 2020, and October 15, 2020.

4. The Board of Supervisors shall appropriate and pay a bonus of \$1250.00 for part-time employees that are included in the County pay and classification plan.

5. The Board of Supervisors shall appropriate and pay a bonus for constitutional officers and their employees based upon the forgoing criteria.

4. This ordinance shall become effective immediately.

5. This ordinance shall terminate on January 1, 2021.

11/13/2020

**AN ORDINANCE TO  
 TO AMEND CHAPTER 19 SERVICE CHARGES AND PERMIT FEES.  
 ARTICLE I. ZONING AND SUBDIVISION  
 SECTION 19-3. MATTERS BEFORE THE BOARD OF ZONING APPEALS  
 AND SECTION 19-3.1 MATTERS BEFORE THE BOARD OF SUPERVISORS**

WHEREAS, the Augusta County Board of Supervisors has conducted a public hearing; and

WHEREAS, the Board public hearing has been properly advertised and all public notice as required by the Code of Virginia properly completed; and

WHEREAS, the Board of Supervisors has considered the ordinance amendment and the comments presented at the public hearing;

NOW THEREFORE be it resolved by the Board of Supervisors for Augusta County that Chapter 19 Service Charges and Permit Fees be amended as follows:

**§ 19-3. Matters before the Board of Zoning Appeals.**

The fees charged upon submission of applications to the Board of Zoning Appeals shall be:

|  |            |           |
|--|------------|-----------|
| <b>Special Use Permits for <u>Small Solar Energy Systems</u></b> .....                 | \$1,000.00 | Special   |
| Use Permits for Wireless communication facilities.....                                 | \$3,500.00 | Special   |
| Use Permits <b>co-location</b> on wireless communication facility .....                | \$500.00   | All other |
| applications.....  | \$250.00   |           |
| Variances .....  | \$250.00   |           |
| Appeals from decisions of Zoning Administrator .....                                   | \$100.00   |           |
| Ord. 5/25/94; Ord. 6/28/00; 3/14/01; 2/12/03; Ord. 6/22/05, eff. 7/1/05; Ord. 8/22/18) |            |           |

**§ 19-3.1 Matters before the Board of Supervisors.**

The fees charged upon submission of applications to the Board of Supervisors shall be:

|  |            |
|--|------------|
| <b>Special Use Permits for <u>Large Solar Facilities</u></b> ..... | \$5,000.00 |
|--|------------|

**COUNTY OF AUGUSTA**  
**STAFF REPORT**  
**Ordinance Amendment**  
**Chapter 25. Zoning**  
**Division A. In General**  
**Article VI.D. Solar Energy Systems**  
**November 10, 2020**

**An ordinance to amend Chapter 25. Zoning. Division A. In General. Article VI.D. Solar Energy Systems.**

Amendments include: amend definition of small (less than 50 acres) and large (greater than 50 acres) solar energy systems, add buffering, bonding, site plan submittal and decommissioning requirements for small solar energy systems, clarify existing use of consultant language, reduce notification perimeter for large solar energy systems community meeting, clarify existing cost benefit analysis language, leave setbacks as currently adopted, but add language concerning standards or topic considerations for reduced setbacks, amend fencing requirements for greater flexibility – to be determined as a part of the special use permit, add language concerning exclusion of salvage value in bond

**PROPOSED ORDINANCE TEXT:**

**CHAPTER 25. ZONING**  
**DIVISION A. IN GENERAL.**  
**OF THE AUGUSTA COUNTY CODE**

**ARTICLE VI.D. Solar energy systems.**

§ 25-70. Purpose

§ 25-70.1 Definitions.

§ 25-70.2 Applicability

§ 25-70.3 Use of Consultant

§ 25-70.43 Uses permitted by Special Use Permit by the Board of Zoning Appeals.

**§ 25-70.5 Applications and Procedures for Small Energy Systems**

§ 25-70.64 Uses permitted by Special Use Permit by the Board of Supervisors.

§ 25-70.75 Applications and Procedures **for Large Energy Systems**

§ 25-70.86 Location, Appearance and Operation of a Project Site

§ 25-70.97 Safety and Construction

§ 25-70.108 Decommissioning

§ 25-70.119 Bonding

**CHAPTER 25. ZONING**  
**DIVISION A. IN GENERAL.**  
**OF THE AUGUSTA COUNTY CODE**

**ARTICLE VI.D. Solar energy systems.**

§ 25-70. Purpose



§ 25-70.1 Definitions.

§ 25-70.2 Applicability

§ 25-70.3 Use of Consultant

§ 25-70.43 Uses permitted by Special Use Permit by the Board of Zoning Appeals.

**§ 25-70.5 Applications and Procedures for Small Energy Systems**

§ 25-70.64 Uses permitted by Special Use Permit by the Board of Supervisors.

§ 25-70.75 Applications and Procedures **for Large Energy Systems**

§ 25-70.86 Location, Appearance and Operation of a Project Site

§ 25-70.97 Safety and Construction

§ 25-70.108 Decommissioning

§ 25-70.119 Bonding

## § 25-70. Purpose

The purpose of this ordinance is to provide for the siting, development and decommissioning of solar energy systems, as a principal land use in Augusta County, subject to reasonable conditions that promote and protect the public health, safety and welfare of the community while promoting development of renewable energy resources.

### § 25-70.1 Definitions.

Applicant means the owner or operator who submits an application to the locality for a permit to install a solar energy system under this ordinance.

Disturbance Zone means the area within the site directly impacted by construction and operation of the solar energy project.

Integrated PV means photovoltaics incorporated into building materials, such as shingles.

Landowner means the person who owns all or a portion of the real property on which a solar energy project is constructed.

Non-participating landowner means a person who owns real property that may be affected by a solar energy project and is not under lease or other property agreement with the owner or operator of the solar energy system.

Operator means the person responsible for the overall operation and management of a solar energy system.

Owner means the person who owns all or a portion of a solar energy system.

Photovoltaic or PV means materials and devices that absorb sunlight and convert it directly into electricity by semiconductors.

Rated capacity means the maximum capacity of a solar energy project based on the sum total of each photovoltaic system's nameplate capacity.

Site means the area containing a solar energy system.

Small solar energy system. An energy conversion system, operating as a principal land use, consisting of photovoltaic panels, support structures, and associated control, conversion, and transmission hardware occupying less than ~~50 one-half~~ **50** acres of total land area.

Large solar energy system. An energy conversion system, operating as a principal land use, consisting of photovoltaic panels, support structures, and associated control, conversion, and transmission hardware occupying **greater than 50 acres** ~~one-half acre or more of~~ total land area. Also known as solar energy arrays or solar energy farms.

### § 25-70.2 Applicability

This ordinance applies to all **ground-mounted** solar energy systems, operating as principal land uses, proposed to be constructed after the effective date of this ordinance. Solar energy systems constructed prior to the effective date of this ordinance shall not be required to meet the requirements of this ordinance.

### §25-70.3. Use of consultant.

The County reserves the right to employ the services of consultants ~~an energy consultant~~ to review all applications and to enforce county and state requirements if the solar energy system is approved. All applicable costs will be the responsibility of the applicant. Consultants may include, but shall not be limited to, the following: economic and fiscal impact assessments, groundwater monitoring assessments, erosion and sediment control and stormwater management. The recommendations of the consultants will be considered by the Board of Supervisors in making their decision as to whether or not to issue a Special Use Permit for a solar energy system.

### § 25-70.43 Uses permitted by Special Use Permit by the Board of Zoning Appeals.

The uses listed in this section shall be permitted within the General Agriculture, General Business, and General Industrial zoning districts only upon the issuance of a Special Use Permit by the Board of Zoning Appeals pursuant to the provisions of ARTICLE LVIII of this chapter.

A. General standards applicable to all Special Use Permits. No Special Use Permit shall be issued without consideration that, in addition to conformity with any standards set forth in this chapter for Special Use Permit uses, the following general standards will be met either by the proposal made in the application or by the proposal as modified or amended and made part of the Special Use Permit:

1. Conformity with Comprehensive Plan and policies. The proposal as submitted or as modified shall conform to the Comprehensive Plan of the county or to specific elements of such plan, and to official policies adopted in relation thereto, including the purposes of this chapter.
2. Impact on neighborhood. The proposal as submitted or as modified shall not have undue adverse impact on the surrounding neighborhood.

B. SMALL SOLAR ENERGY SYSTEMS ~~Small solar energy systems~~ shall be permitted in General Agriculture (GA), General Business (GB), and General Industrial (GI) zoning districts subject to compliance with this article.

#### C. Standards applicable to small solar energy systems-

1. Setbacks. All equipment and accessory structures associated with the small solar energy system shall be setback twenty five (25') feet from side and rear property lines and fifty (50') feet from the right of way of any public or private street, unless the Board of Zoning Appeals determines that a greater setback would more adequately protect adjoining land uses.
  - a. Setback areas shall be kept free of all structures and parking lots.
  - b. Setbacks shall not be required along property lines adjacent to other parcels which are part of the solar energy system; however, should properties be removed from the system, setbacks must be installed

along all property lines of those properties remaining within the project and which are adjacent to a parcel which has been removed.

2. Ground-mounted systems shall not exceed fifteen (15) feet in height when oriented at maximum tilt.
3. Site control. The applicant shall submit documentation of the legal right to install and use the proposed system at the time of application.
4. Solar energy systems shall meet or exceed all applicable federal and state standards and regulations.
5. Signs. No signs or advertising of any type may be placed on the small solar energy system unless required by any state or federal agency.
6. The applicant shall submit documentation that the design of any buildings and structures associated with or part of the solar energy system complies with applicable sections of the Virginia Uniform Statewide Building Code (USBC) (13VAC5-63). This requirement includes all electrical components of the solar energy system.
7. Any glare generated by the system must be mitigated or directed away from an adjoining property or from any road when it creates a nuisance or safety hazard.
8. The parcel shall have frontage on a state maintained road or the expected traffic on a legal right of way can be accommodated by the intersection with the state maintained road per approval by the Virginia Department of Transportation.

9. Buffering.

A buffer yard shall be provided and maintained adjacent to any property line, except those property lines interior to the solar energy system, and landscaped in one (1) of two (2) ways. If a property ceases being used for the solar energy system, buffering will be required along all property lines adjacent to the property which has been removed.

Alternative 1: A ten foot (10') wide strip of land with a six foot (6') opaque privacy fence, wall, berm or combination thereof. Opaque privacy fences shall be construction of good quality materials such as vinyl, pressure treated lumber, brick, stone, or similar materials approved by the Zoning Administrator. For the purposes of this chapter tarps, car covers tents, fabric, chain link fences with slats, or similar materials shall not be deemed to satisfy the requirements of opaque fencing.

Alternative 2: A twenty foot (20') wide strip of land with 2 evergreen trees, 2 canopy trees, 2 understory trees and 24 shrubs planted per fifty linear feet (50') of

buffer. The trees shall be a minimum of six feet (6') at the time of planting and the shrubs shall be a minimum of eighteen inches (18'') at the time of planting.

- A. The applicant is free to choose from Alternatives 1 or 2. Buffers planted below overhead utility lines shall apply any of the allowed buffer alternatives, except that understory trees shall replace any canopy trees at a rate of two (2) understory trees per required canopy tree.
- B. Plant and structure location within buffer. The placement of required plants and structures shall be the decision of the applicant; however, they shall be located so as to achieve the maximum level of protection. Plant material shall meet the buffer requirements every fifty feet (50'). Buffer areas not retained in native habitat shall be seeded or sodded with lawn and maintained at a height of no more than 15 inches, established with ground cover, or mulched with organic mulch. Inorganic ground cover shall not exceed fifty percent (50%) of the total required area of the buffer.
- C. Where a fence or wall is used as part of a buffer, the decorative side of the fence or wall shall be faced to the adjacent property.
- D. Permitted structures in buffer area.
- a. Where walls are placed within any required buffer area:
- i. No walls of exposed concrete block are permitted, whether painted or not.
  - ii. The applicant shall be required to demonstrate provisions for access and maintenance of landscaping and the wall structure at the time of site plan approval.
  - iii. Breaks in the wall may be provided for pedestrian and vehicular connections to adjacent developments.
- b. Where berms are placed within any required buffer area:
- i. A berm or combination of materials such as a berm and a fence shall be a minimum six feet (6') in height.
  - ii. Berms shall have slopes of not less than three feet (3') horizontal for each one foot (1') vertical.
  - iii. Slopes in excess of three feet (3') horizontal for each one foot (1') vertical may be permitted if sufficient erosion control methods are taken and deemed by the Zoning Administrator to be maintainable.
- c. Where opaque privacy fences are placed within any required buffer area:
- i. No reduction in buffer width shall be provided based on the provision of a chain-link fence.
  - ii. Fences shall be a minimum of six feet (6') in height unless paired with a berm and in such case the combination of

berm and fence shall be a minimum of six feet (6') in height.

iii. Breaks in the fence may be provided for pedestrian and vehicular connections to adjacent developments.

iv. Fences shall be maintained in a structurally safe and attractive condition and with finished faces located towards the adjacent property.

E. Permitted use of buffer area. A buffer area shall not be used for anything except:

a. Passive recreation and picnic facilities, including pedestrian and bike trails.

b. Other appurtenances which require high visibility and easy access, such as fire hydrants and utilities, public and emergency telephones, mail boxes, and bus shelters, or benches, are also permitted in a buffer. No screening of such appurtenances shall be required or permitted.

c. Access ways when necessary to provide access to adjacent properties.

d. A required buffer is encouraged to retain areas of native habitat and may incorporate water resources including stormwater management facilities. However, the minimum width of the buffer shall be preserved as a planting area and there shall be no reduction in buffer width based on the stormwater management facilities.

F. Alternative compliance. The buffer requirements may be modified by the Board of Supervisors upon a finding that a modification would be consistent with the purpose of this ordinance, this section, and the adopted plans and policies of the county; that such modification would not adversely affect the land use compatibility or public interest; and that the subject parcel or modified buffer complies with one (1) or more of the following criteria:

a. The buffer is parallel and adjacent to an existing utility or drainage easement of at least one hundred feet (100') in width.

b. The buffer is between uses that are to be developed under a common development plan or series of development plans.

c. The buffer is parallel and adjacent to an existing railroad right-of-way;

d. The topography of the parcel is such that buffering would not be effective;

e. The property is adjacent to an established industrial use;

- f. There is existing vegetation either on this lot or the adjacent lot to provide the required buffer benefits.

Financial hardship due to meeting the requirements of this section shall not be sufficient justification for alternative compliance.

a.—

**§ 25-70.5 Applications and Procedures for Small Energy Systems**

**1. Site plan.**

The site plan shall conform to the preparation and submittal requirements of article LXVII, “Site Plan Review,” including supplemental plans and submissions, and shall include the following information:

- a. Property lines and setback lines.
- b. Existing and proposed buildings and structures, including location(s) of the proposed solar equipment.
- c. Existing and proposed access roads, drives, turnout locations, and parking.
- d. Location of substations, electrical cabling from the solar systems to the substations, accessory equipment, buildings, and structures, including those within any applicable setbacks.
- e. Additional information may be required, as determined by the Zoning Administrator, such as a scaled elevation view and other supporting drawings, photographs of the proposed site, photo or other realistic simulations or modeling of the proposed solar energy project from potentially sensitive locations as deemed necessary by the Zoning Administrator to assess the visual impact of the project, landscaping and screening plan, coverage map, and additional information that may be necessary for a technical review of the proposal.
- f. Documentation shall include proof of control over the land or possession of the right to use the land in the manner requested. The applicant may redact sensitive financial or confidential information.
- g. The application shall include a decommissioning plan and other documents required by Section 25-70.8 of this ordinance.
- h. The application shall include bonding as required by Section 25-70.11 of this ordinance.

**§ 25-70.64 Uses permitted by Special Use Permit by the Board of Supervisors**

The uses listed in this section shall be permitted within the General Agriculture and General Business zoning districts, **and not** in the General Industrial zoning districts, only upon the

issuance of a Special Use Permit by the Board of Supervisors pursuant to the provisions of ARTICLE LVIII of this chapter.

A. General standards applicable to all Special Use Permits.

No Special Use Permit shall be issued without consideration that, in addition to conformity with any standards set forth in this chapter for Special Use Permit uses, the following general standards will be met either by the proposal made in the application or by the proposal as modified or amended and made part of the Special Use Permit:

1. Conformity with Comprehensive Plan and policies. The proposal as submitted or as modified shall conform to the Comprehensive Plan of the county or to specific elements of such plan, and to official policies adopted in relation thereto, including the purposes of this chapter.
2. Impact on neighborhood. The proposal as submitted or as modified shall not have undue adverse impact on the surrounding neighborhood.

B. ~~LARGE SOLAR ENERGY SYSTEMS~~ ~~Large Solar Energy Systems~~ shall be permitted by a Special Use Permit provided that:

1. The primary use of the system is electrical generation to be sold to the wholesale electricity markets and not used primarily for the onsite consumption of energy by a dwelling or commercial building.

**§ 25-70.75 Applications and Procedures**

In addition to the requirements of article LXVII, "Site Plan Review", and article LVIII, "Special Use Permits Procedures", applications for a large solar energy system shall include the following information:

A. Community Meeting

Prior to submittal of an application, the applicant shall hold a meeting to inform the community about the planned solar energy system installation. Said meeting shall be open to the public. Notice of the date, time, and location of the meeting, as well as a contact name and phone number of the project representative and a summary of the request, shall be delivered by first class mail to all property owners as noted in the Augusta County tax records within one ~~half (1/2)~~ ~~(+)~~ mile of the perimeter of the project. Such notice shall be mailed so as to be delivered at least five (5) and no more than twenty-one (21) working days prior to the community meeting. Upon conclusion of the community meeting, a mailing list of property owners notified, a sign-in sheet from the meeting, an agenda from the meetings, and a written summary of the meeting shall be included with the application.

B. Project description

A narrative identifying the applicant and describing the proposed solar energy system, including an overview of the project and its location; approximate rated capacity of the solar energy system; the approximate number, representative types and expected footprint of solar equipment to be constructed; and a description of ancillary facilities, if applicable.

C. Submission of a Cost Benefit Analysis

~~An assessment of the impact on the immediate vicinity of the proposed solar energy system as well the greater Augusta County community shall be submitted by a professional. (Recommended by Planning Commission and Ordinance Committee) The applicant shall submit an economic and fiscal impact assessment that addresses both the initial construction of the project and continued operations of the project. The submitted analysis shall provide a detailed assessment of land use taxation as it relates to the acreage of the parcel(s) under panel and the acreage of the parcel(s) to remain in agriculture use. The analysis shall also include a detailed assessment of how the project may impact the County's Composite Index.~~

**D. Site plan.**

The site plan shall conform to the preparation and submittal requirements of article LXVII, "Site Plan Review," including supplemental plans and submissions, and shall include the following information:

1. Property lines and setback lines.
2. Existing and proposed buildings and structures, including location(s) of the proposed solar equipment.
3. Existing and proposed access roads, drives, turnout locations, and parking.
4. Location of substations, electrical cabling from the solar systems to the substations, accessory equipment, buildings, and structures, including those within any applicable setbacks.
5. Additional information may be required, as determined by the Zoning Administrator, such as a scaled elevation view and other supporting drawings, photographs of the proposed site, photo or other realistic simulations or modeling of the proposed solar energy project from potentially sensitive locations as deemed necessary by the Zoning Administrator to assess the visual impact of the project, landscaping and screening plan, coverage map, and additional information that may be necessary for a technical review of the proposal.
6. Documentation shall include proof of control over the land or possession of the right to use the land in the manner requested. The applicant may redact sensitive financial or confidential information.
7. The application shall include a decommissioning plan and other documents required by Section 25-70.8 of this ordinance.
8. The applicant shall provide proof of adequate liability insurance for a large solar energy system at the time of application.

**§ 25-70.86 Location, Appearance and Operation of a Project Site**

**+2. Visual impacts**



The applicant shall demonstrate through project siting and proposed mitigation, if necessary, that the solar project minimizes impacts on the visual character of a scenic landscape, vista, or scenic corridor.

2-3. Ground-mounted systems shall not exceed fifteen (15) feet in height when oriented at maximum tilt.

3-4. Signage.

Warning signage shall be placed on solar equipment to the extent appropriate. Solar equipment shall not be used for displaying any advertising except for reasonable identification of the manufacturer or operator of the solar energy project. All signs, flags, streamers or similar items, both temporary and permanent, are prohibited on solar equipment except as follows: (a) manufacturer's or installer's identification; (b) appropriate warning signs and placards; (c) signs that may be required by a state or federal agency; and (d) signs that provide a 24-hour emergency contact phone number.

4-5. Noise.

Audible sound from a solar energy system shall not exceed 60 dBA (A-weighted decibels), as measured at any adjacent non-participating landowner's property line. The level, however, may be exceeded during short-term exceptional circumstances, such as severe weather.

5-6. Setbacks.

All equipment, accessory structures and operations associated with a large solar energy system shall be setback at least 50' from public right of ways, two-hundred feet (200') from all other property lines and at least one thousand feet (1,000') -from any residentially zoned properties; unless the Board of Supervisors is satisfied that different setbacks, either less or greater, are necessaryadequate to protect neighboring properties. The siting of large solar energy systems is conditional and through this ordinance is viewed on a case by case basis. Setbacks will be decided through the conditions of the Special Use Permit. Considerations for different setbacks than outlined above may include, but shall not be limited to:

A. Enhanced screening/buffering than the ordinance standard

B. Existing vegetation that effectively screens the project

A.C. Existing topography

1. Setbacks shall be kept free of all structures and parking lots.
2. Setbacks shall not be required along property lines adjacent to other parcels which are part of the solar energy system; however, should properties be removed from the system, setbacks must be installed along all property lines of those properties remaining within the project and which are adjacent to a parcel which has been removed.

6-7. Ocular impact study.

An ocular impact study shall be performed for airports within five miles of the project site, for public roads within sight of the system, and from scenic highways and overlooks. The analysis shall be performed using FAA Solar Glare Hazard Analysis Tool (SGHAT) to demonstrate compliance with FAA standards for measuring ocular impact.

#### 7.8. Buffering.

A buffer yard shall be provided and maintained adjacent to any property line, except those property lines interior to the solar energy system, and landscaped in one (1) of two (2) ways. If a property ceases being used for the solar energy system, buffering will be required along all property lines adjacent to the property which has been removed.

Alternative 1: A ten foot (10') wide strip of land with a six foot (6') tall opaque privacy fence, wall, berm or combination thereof. Opaque privacy fences shall be construction of good quality materials such as vinyl, pressure treated lumber, brick, stone, or similar materials approved by the Zoning Administrator. For the purposes of this chapter tarps, car covers tents, fabric, chain link fences with slats, or similar materials shall not be deemed to satisfy the requirements of opaque fencing.

Alternative 2: A twenty foot (20') wide strip of land with 2 evergreen trees, 2 canopy trees, 2 understory trees and 24 shrubs planted per fifty linear feet (50') of buffer. The trees shall be a minimum of six feet (6') at the time of planting and the shrubs shall be a minimum of eighteen inches (18'') at the time of planting.

A.G. The applicant is free to choose from Alternatives 1 or 2. Buffers planted below overhead utility lines shall apply any of the allowed buffer alternatives, except that understory trees shall replace any canopy trees at a rate of two (2) understory trees per required canopy tree.

B.H. Plant and structure location within buffer. The placement of required plants and structures shall be the decision of the applicant; however, they shall be located so as to achieve the maximum level of protection. Plant material shall meet the buffer requirements every fifty feet (50'). Buffer areas not retained in native habitat shall be seeded or sodded with lawn and maintained at a height of no more than 15 inches, established with ground cover, or mulched with organic mulch. Inorganic ground cover shall not exceed fifty percent (50%) of the total required area of the buffer.

C.L. Where a fence or wall is used as part of a buffer, the decorative side of the fence or wall shall be faced to the adjacent property.

D.J. Permitted structures in buffer area.

- a. Where walls are placed within any required buffer area:
  - i. No walls of exposed concrete block are permitted, whether painted or not.

- ii. The applicant shall be required to demonstrate provisions for access and maintenance of landscaping and the wall structure at the time of site plan approval.
  - iii. Breaks in the wall may be provided for pedestrian and vehicular connections to adjacent developments.
- b. Where berms are placed within any required buffer area:
  - i. A berm or combination of materials such as a berm and a fence shall be a minimum six feet (6') in height.
  - ii. Berms shall have slopes of not less than three feet (3') horizontal for each one foot (1') vertical.
  - iii. Slopes in excess of three feet (3') horizontal for each one foot (1') vertical may be permitted if sufficient erosion control methods are taken and deemed by the Zoning Administrator to be maintainable.
- c. Where opaque privacy fences are placed within any required buffer area:
  - i. No reduction in buffer width shall be provided based on the provision of a chain-link fence.
  - ii. Fences shall be a minimum of six feet (6') in height unless paired with a berm and in such case the combination of berm and fence shall be a minimum of six feet (6') in height.
  - iii. Breaks in the fence may be provided for pedestrian and vehicular connections to adjacent developments.
  - iv. Fences shall be maintained in a structurally safe and attractive condition and with finished faces located towards the adjacent property.

E.K. Permitted use of buffer area. A buffer area shall not be used for anything except:

- a. Passive recreation and picnic facilities, including pedestrian and bike trails.
- b. Other appurtenances which require high visibility and easy access, such as fire hydrants and utilities, public and emergency telephones, mail boxes, and bus shelters, or benches, are also permitted in a buffer. No screening of such appurtenances shall be required or permitted.
- c. Access ways when necessary to provide access to adjacent properties.

- d. A required buffer is encouraged to retain areas of native habitat and may incorporate water resources including stormwater management facilities. However, the minimum width of the buffer shall be preserved as a planting area and there shall be no reduction in buffer width based on the stormwater management facilities.

**F.L. Alternative compliance.** The buffer requirements may be modified by the Board of Supervisors upon a finding that a modification would be consistent with the purpose of this ordinance, this section, and the adopted plans and policies of the county; that such modification would not adversely affect the land use compatibility or public interest; and that the subject parcel or modified buffer complies with one (1) or more of the following criteria:

- a. The buffer is parallel and adjacent to an existing utility or drainage easement of at least one hundred feet (100') in width.
- b. The buffer is between uses that are to be developed under a common development plan or series of development plans.
- c. The buffer is parallel and adjacent to an existing railroad right-of-way;
- d. The topography of the parcel is such that buffering would not be effective;
- e. The property is adjacent to an established industrial use;
- f. There is existing vegetation either on this lot or the adjacent lot to provide the required buffer benefits.

Financial hardship due to meeting the requirements of this section shall not be sufficient justification for alternative compliance.

**G.M. Site Plan.** Landscaping of buffer yards shall be shown on the site plan in accordance with the standards in Division J ARTICLE LXVII "Site Plan Review" and shall be provided and maintained in accordance with sound horticultural practices.

**H.N. Fencing.**

While recognizing that fencing is an industry standard for utility scale solar projects, the style and type of fencing shall be a condition of the Special Use Permit process. All property containing panels must be enclosed with chain link fencing seven feet (7') tall, topped with barbed wire, and secured with gates. Fencing shall be constructed on the panel side of the buffer area.

## § 25-70.97 Safety and Construction

### A. Design

The applicant shall submit documentation that the design of any buildings and structures associated with or part of the solar energy project complies with applicable sections of the Virginia Uniform Statewide Building Code (USBC) (13VAC5-63). This requirement includes all electrical components of the solar energy project.

**B. Construction and installation**

In the construction and installation of a large solar energy system, the owner or operator shall install all electrical wires associated with the large solar energy system underground unless the applicant can demonstrate the necessity for aboveground installations as determined by the Board of Supervisors.

**C. Ground water monitoring**

Ground water monitoring to assess the level of groundwater contamination shall take place prior to and upon completion of construction of the project throughout the area of the solar energy system. Ground water monitoring shall take place every five (5) years of the operation of the project, and upon completion of decommissioning. Results from said monitoring shall be delivered to the Virginia Department of Health, Augusta County Department of Community Development and the Augusta County Service Authority. **Any adverse impacts identified will be mitigated by the owner of the solar energy facility to the property owner's satisfaction.**

**D. Traffic Impact Statement and/or Analysis**

As part of the project application, the applicant shall submit a traffic impact statement. If required by the Virginia Department of Transportation, the applicant shall submit a Traffic Impact Analysis found to be in compliance with the requirements of Chapter 527 (24VAC30-155).

**§ 25-70.108 Decommissioning**

**A. Decommissioning plan**

As part of the project application, the applicant shall submit a decommissioning plan, which shall include the following: (1) the anticipated life of the project; (2) the estimated decommissioning cost in current dollars; (3) how said estimate was determined; (4) the method of ensuring that funds will be available for decommissioning and restoration; (5) the method that the decommissioning cost will be kept current; and (6) the manner in which the project will be decommissioned and the site restored.

**B. Discontinuation or Abandonment of Project**

1. Thirty (30) days prior to such time that a large solar energy system is scheduled to be abandoned or discontinued, the owner or operator shall notify the Director of Community Development by certified U.S. mail of the proposed date of abandonment or discontinuation of operations. Any solar project that has been inoperable or unutilized for a period of 12 consecutive months shall be deemed abandoned and subject to the requirements of this section.
2. Within 365 days of the date of abandonment or discontinuation, the owner or operator shall complete the physical removal of the solar energy project and site restoration. This period may be extended at the request of the owner or operator, upon approval of the Board of Supervisors.

3. Decommissioning of discontinued or abandoned large solar energy systems shall include the following:
  - a) Physical removal of all solar energy equipment and above-ground appurtenant structures from the subject property including, but not limited to, buildings, machinery, equipment, cabling and connections to transmission lines, equipment shelters, security barriers, electrical components, roads, unless such roads need to remain to access buildings retrofitted for another purpose, or the landowner submits a request to the Board of Supervisors that such roads remain.
  - b) Below-grade structures, such as foundations, underground collection cabling, mounting beams, footers, and all other equipment installed with the system shall be **completely** removed: however, these structures may be allowed to remain if a written request is submitted by the landowners and a waiver is granted by the Board of Supervisors.
  - c) Compacted soils shall be decompacted as agreed to by the landowner.
  - d) Restoration of the topography of the project site to its pre-existing condition, except that any landscaping or grading may remain in the after-condition if a written request is submitted by the landowner and a waiver is granted by the Board of Supervisors.
  - e) Proper disposal of all solid or hazardous materials and wastes from the site in accordance with local, state, and federal solid waste disposal regulations.

#### **§ 25-70.119 Bonding**

Prior to the issuance of a Building Permit for a solar energy system, the applicant shall:

- A. Submit to the Zoning Administrator an itemized cost estimate of the work to be done to completely remove the entire solar energy system plus twenty-five percent (25%) of said estimated costs as a reasonable allowance for administrative costs, inflation, and potential damage to existing roads or utilities. The cost estimate shall not include a reduction as it relates to the salvage value of the solar energy system.
- B. Submit a bond, irrevocable Letter of Credit, or other appropriate surety acceptable to the County in the amount of the estimate as approved by the Zoning Administrator shall:
  1. Secure the cost of removing the system and restoring the site to its original condition to the extent reasonably possible; and
  2. Include a mechanism for a Cost of Living Adjustment after ten (10) and fifteen (15) years.

- C. The applicant will ensure the bond, irrevocable Letter of Credit, or other surety shall remain in full force and effect until the Community Development Department has inspected the site and verified that the solar energy system has been removed. At which time the Community Development Department shall promptly release the bond, irrevocable Letter of Credit, or other surety.

**COMMUNITY DEVELOPMENT STAFF COMMENTS:** Since the adoption of the Solar Energy Systems ordinance, we have reviewed a 125 MW project for a large solar energy system and are in the process of reviewing an 83 MW projects for a large solar energy system. Based on Dominion procurement programs and recent state legislation changes, we are also seeing an interest for smaller scale solar projects than what we have reviewed to date. Dominion's procurement for Community Solar and Small Scale Solar Request for Proposals (RFP's) is driving this interest. The programs yield projects that may range in size from 10 acres to under 50 acres. For that reason, a substantive change of this ordinance amendment re-defines a small solar energy system as any project less than 50 acres, adding a site plan, buffering, and decommissioning requirement for such projects. The other proposed amendments are mostly born out of lessons learned from drafting an ordinance prior to reviewing a specific project and clarifying language to better identify County purpose and intent with specific provisions including use of consultant, cost-benefit analysis, fencing standard, setbacks, and bonding related to salvage value. Staff recommends approval of the amendments.

**PLANNING COMMISSION RECOMMENDATION:** The Planning Commission recommends approval of the ordinance with the recommendation not to amend the community meeting notification from a 1 mile perimeter to a ½ mile.

**AN ORDINANCE TO  
TO AMEND CHAPTER 25 ZONING  
DIVISION A. IN GENERAL  
ARTICLE VI.D. SOLAR ENERGY SYSTEMS  
OF THE AUGUSTA COUNTY CODE**

WHEREAS, the Augusta County Planning Commission, having held a public hearing, recommends approval of the ordinance, with the recommendation to leave the community meeting notification at a 1 mile perimeter rather than amending to a ½ mile; and

WHEREAS, the Augusta County Board of Supervisors, having held a public hearing, finds that it is in the public interest to approve the proposed amendments.

NOW THEREFORE be it resolved by the Board of Supervisors for Augusta County that Article VI.D. of the Augusta County be amended as follows:

**CHAPTER 25. ZONING  
DIVISION A. IN GENERAL.  
OF THE AUGUSTA COUNTY CODE**

**ARTICLE VI.D. Solar energy systems.**

**§ 25-70. Purpose**

**§ 25-70.1 Definitions.**

**§ 25-70.2 Applicability**

**§ 25-70.3 Use of Consultant**

**§ 25-70.4 Uses permitted by Special Use Permit by the Board of Zoning Appeals.**

**§ 25-70.5 Applications and Procedures for Small Energy Systems**

**§ 25-70.6 Uses permitted by Special Use Permit by the Board of Supervisors.**

**§ 25-70.7 Applications and Procedures for Large Energy Systems**

**§ 25-70.8 Location, Appearance and Operation of a Project Site**

**§ 25-70.9 Safety and Construction**

**§ 25-70.10 Decommissioning**

**§ 25-70.11 Bonding**

**CHAPTER 25. ZONING  
DIVISION A. IN GENERAL.  
OF THE AUGUSTA COUNTY CODE**

**ARTICLE VI.D. Solar energy systems.**

**§ 25-70. Purpose**

**§ 25-70.1 Definitions.**

**§ 25-70.2 Applicability**

**§ 25-70.3 Use of Consultant**

**§ 25-70.4 Uses permitted by Special Use Permit by the Board of Zoning Appeals.**

**§ 25-70.5 Applications and Procedures for Small Energy Systems**



**§ 25-70.6 Uses permitted by Special Use Permit by the Board of Supervisors.**

**§ 25-70.7 Applications and Procedures for Large Energy Systems**

**§ 25-70.8 Location, Appearance and Operation of a Project Site**

**§ 25-70.9 Safety and Construction**

**§ 25-70.10 Decommissioning**

**§ 25-70.11 Bonding**

**§ 25-70. Purpose**

The purpose of this ordinance is to provide for the siting, development and decommissioning of solar energy systems , as a principal land use in Augusta County, subject to reasonable conditions that promote and protect the public health, safety and welfare of the community while promoting development of renewable energy resources.

**§ 25-70.1 Definitions.**

Applicant means the owner or operator who submits an application to the locality for a permit to install a solar energy system under this ordinance.

Disturbance Zone means the area within the site directly impacted by construction and operation of the solar energy project.

Integrated PV means photovoltaics incorporated into building materials, such as shingles.

Landowner means the person who owns all or a portion of the real property on which a solar energy project is constructed.

Non-participating landowner means a person who owns real property that may be affected by a solar energy project and is not under lease or other property agreement with the owner or operator of the solar energy system.

Operator means the person responsible for the overall operation and management of a solar energy system.

Owner means the person who owns all or a portion of a solar energy system.

Photovoltaic or PV means materials and devices that absorb sunlight and convert it directly into electricity by semiconductors.

Rated capacity means the maximum capacity of a solar energy project based on the sum total of each photovoltaic system’s nameplate capacity.

Site means the area containing a solar energy system.

Small solar energy system. An energy conversion system, operating as a principal land use, consisting of photovoltaic panels, support structures, and associated control, conversion, and transmission hardware occupying less than 50 acres of total land area.

Large solar energy system. An energy conversion system, operating as a principal land use, consisting of photovoltaic panels, support structures, and associated control, conversion, and transmission hardware occupying greater than 50 acres total land area. Also known as solar energy arrays or solar energy farms.

**§ 25-70.2 Applicability**

This ordinance applies to all ground-mounted solar energy systems , operating as principal land uses, proposed to be constructed after the effective date of this ordinance. Solar energy systems constructed prior to the effective date of this ordinance shall not be required to meet the requirements of this ordinance.

**§25-70.3. Use of consultant.**

The County reserves the right to employ the services of consultants to review all applications and to enforce county and state requirements if the solar energy system is approved. All applicable costs will be the responsibility of the applicant. Consultants may include, but shall not be limited to, the following: economic and fiscal impact assessments, groundwater monitoring assessments, erosion and sediment control and stormwater management. The recommendations of the consultants will be considered by the Board of Supervisors in making their decision as to whether or not to issue a Special Use Permit for a solar energy system.

**§ 25-70.4 Uses permitted by Special Use Permit by the Board of Zoning Appeals.**

The uses listed in this section shall be permitted within the General Agriculture, General Business, and General Industrial zoning districts only upon the issuance of a Special Use Permit by the Board of Zoning Appeals pursuant to the provisions of ARTICLE LVIII of this chapter.

A. General standards applicable to all Special Use Permits. No Special Use Permit shall be issued without consideration that, in addition to conformity with any standards set forth in this chapter for Special Use Permit uses, the following general standards will be met either by the proposal made in the application or by the proposal as modified or amended and made part of the Special Use Permit:

1. Conformity with Comprehensive Plan and policies. The proposal as submitted or as modified shall conform to the Comprehensive Plan of the county or to specific elements of such plan, and to official policies adopted in relation thereto, including the purposes of this chapter.
2. Impact on neighborhood. The proposal as submitted or as modified shall not have undue adverse impact on the surrounding neighborhood.

B. SMALL SOLAR ENERGY SYSTEMS shall be permitted in General Agriculture (GA), General Business (GB), and General Industrial (GI) zoning districts subject to compliance with this article.

C. Standards applicable to small solar energy systems.

1. Setbacks. All equipment and accessory structures associated with the small solar energy system shall be setback twenty five (25') feet from side and rear property lines and fifty (50') feet from the right of way of any public or private street, unless the Board of Zoning Appeals determines that a greater setback would more adequately protect adjoining land uses.
  - a. Setback areas shall be kept free of all structures and parking lots.
  - b. Setbacks shall not be required along property lines adjacent to other parcels which are part of the solar energy system; however, should properties be removed from the system, setbacks must be installed

along all property lines of those properties remaining within the project and which are adjacent to a parcel which has been removed.

2. Ground-mounted systems shall not exceed fifteen (15) feet in height when oriented at maximum tilt.
3. Site control. The applicant shall submit documentation of the legal right to install and use the proposed system at the time of application.
4. Solar energy systems shall meet or exceed all applicable federal and state standards and regulations.
5. Signs. No signs or advertising of any type may be placed on the small solar energy system unless required by any state or federal agency.
6. The applicant shall submit documentation that the design of any buildings and structures associated with or part of the solar energy system complies with applicable sections of the Virginia Uniform Statewide Building Code (USBC) (13VAC5-63). This requirement includes all electrical components of the solar energy system.
7. Any glare generated by the system must be mitigated or directed away from an adjoining property or from any road when it creates a nuisance or safety hazard.
8. The parcel shall have frontage on a state maintained road or the expected traffic on a legal right of way can be accommodated by the intersection with the state maintained road per approval by the Virginia Department of Transportation.

9. **Buffering.**

A buffer yard shall be provided and maintained adjacent to any property line, except those property lines interior to the solar energy system, and landscaped in one (1) of two (2) ways. If a property ceases being used for the solar energy system, buffering will be required along all property lines adjacent to the property which has been removed.

Alternative 1: A ten foot (10') wide strip of land with a six foot (6') opaque privacy fence, wall, berm or combination thereof. Opaque privacy fences shall be construction of good quality materials such as vinyl, pressure treated lumber, brick, stone, or similar materials approved by the Zoning Administrator. For the purposes of this chapter tarps, car covers tents, fabric, chain link fences with slats, or similar materials shall not be deemed to satisfy the requirements of opaque fencing.

Alternative 2: A twenty foot (20') wide strip of land with 2 evergreen trees, 2 canopy trees, 2 understory trees and 24 shrubs planted per fifty linear feet (50') of buffer. The trees shall be a minimum of six feet (6') at the time of planting and the shrubs shall be a minimum of eighteen inches (18'') at the time of planting.

- A. The applicant is free to choose from Alternatives 1 or 2. Buffers planted below overhead utility lines shall apply any of the allowed buffer alternatives, except that understory trees shall replace any canopy trees at a rate of two (2) understory trees per required canopy tree.
  
- B. Plant and structure location within buffer. The placement of required plants and structures shall be the decision of the applicant; however, they shall be located so as to achieve the maximum level of protection. Plant material shall meet the buffer requirements every fifty feet (50'). Buffer areas not retained in native habitat shall be seeded or sodded with lawn and maintained at a height of no more than 15 inches, established with ground cover, or mulched with organic mulch. Inorganic ground cover shall not exceed fifty percent (50%) of the total required area of the buffer.
  
- C. Where a fence or wall is used as part of a buffer, the decorative side of the fence or wall shall be faced to the adjacent property.
  
- D. Permitted structures in buffer area.
  - a. Where walls are placed within any required buffer area:
    - i. No walls of exposed concrete block are permitted, whether painted or not.
    - ii. The applicant shall be required to demonstrate provisions for access and maintenance of landscaping and the wall structure at the time of site plan approval.
    - iii. Breaks in the wall may be provided for pedestrian and vehicular connections to adjacent developments.
  
  - b. Where berms are placed within any required buffer area:
    - i. A berm or combination of materials such as a berm and a fence shall be a minimum six feet (6') in height.
    - ii. Berms shall have slopes of not less than three feet (3') horizontal for each one foot (1') vertical.
    - iii. Slopes in excess of three feet (3') horizontal for each one foot (1') vertical may be permitted if sufficient erosion control methods are taken and deemed by the Zoning Administrator to be maintainable.

- c. Where opaque privacy fences are placed within any required buffer area:
  - i. No reduction in buffer width shall be provided based on the provision of a chain-link fence.
  - ii. Fences shall be a minimum of six feet (6') in height unless paired with a berm and in such case the combination of berm and fence shall be a minimum of six feet (6') in height.
  - iii. Breaks in the fence may be provided for pedestrian and vehicular connections to adjacent developments.
  - iv. Fences shall be maintained in a structurally safe and attractive condition and with finished faces located towards the adjacent property.

E. Permitted use of buffer area. A buffer area shall not be used for anything except:

- a. Passive recreation and picnic facilities, including pedestrian and bike trails.
- b. Other appurtenances which require high visibility and easy access, such as fire hydrants and utilities, public and emergency telephones, mail boxes, and bus shelters, or benches, are also permitted in a buffer. No screening of such appurtenances shall be required or permitted.
- c. Access ways when necessary to provide access to adjacent properties.
- d. A required buffer is encouraged to retain areas of native habitat and may incorporate water resources including stormwater management facilities. However, the minimum width of the buffer shall be preserved as a planting area and there shall be no reduction in buffer width based on the stormwater management facilities.

F. Alternative compliance. The buffer requirements may be modified by the Board of Supervisors upon a finding that a modification would be consistent with the purpose of this ordinance, this section, and the adopted plans and policies of the county; that such modification would not adversely affect the land use compatibility or public interest; and that the subject parcel or modified buffer complies with one (1) or more of the following criteria:

- a. The buffer is parallel and adjacent to an existing utility or drainage easement of at least one hundred feet (100') in width.
- b. The buffer is between uses that are to be developed under a common development plan or series of development plans.
- c. The buffer is parallel and adjacent to an existing railroad right-of-way;
- d. The topography of the parcel is such that buffering would not be effective;
- e. The property is adjacent to an established industrial use;
- f. There is existing vegetation either on this lot or the adjacent lot to provide the required buffer benefits.

Financial hardship due to meeting the requirements of this section shall not be sufficient justification for alternative compliance.

### **§ 25-70.5 Applications and Procedures for Small Energy Systems**

#### **1. Site plan.**

The site plan shall conform to the preparation and submittal requirements of article LXVII, "Site Plan Review," including supplemental plans and submissions, and shall include the following information:

- a. Property lines and setback lines.
- b. Existing and proposed buildings and structures, including location(s) of the proposed solar equipment.
- c. Existing and proposed access roads, drives, turnout locations, and parking.
- d. Location of substations, electrical cabling from the solar systems to the substations, accessory equipment, buildings, and structures, including those within any applicable setbacks.
- e. Additional information may be required, as determined by the Zoning Administrator, such as a scaled elevation view and other supporting drawings, photographs of the proposed site, photo or other realistic simulations or modeling of the proposed solar energy project from potentially sensitive locations as deemed necessary by the Zoning Administrator to assess the visual impact of the project, landscaping and screening plan, coverage map, and additional information that may be necessary for a technical review of the proposal.
- f. Documentation shall include proof of control over the land or possession of the right to use the land in the manner requested. The applicant may redact sensitive financial or confidential information.

- g. The application shall include a decommissioning plan and other documents required by Section 25-70.8 of this ordinance.
- h. The application shall include bonding as required by Section 25-70.11 of this ordinance.

**§ 25-70.6 Uses permitted by Special Use Permit by the Board of Supervisors**

The uses listed in this section shall be permitted within the General Agriculture and General Business zoning districts, **and not** in the General Industrial zoning districts, only upon the issuance of a Special Use Permit by the Board of Supervisors pursuant to the provisions of ARTICLE LVIII of this chapter.

**A. General standards applicable to all Special Use Permits.**

No Special Use Permit shall be issued without consideration that, in addition to conformity with any standards set forth in this chapter for Special Use Permit uses, the following general standards will be met either by the proposal made in the application or by the proposal as modified or amended and made part of the Special Use Permit:

- 1. Conformity with Comprehensive Plan and policies. The proposal as submitted or as modified shall conform to the Comprehensive Plan of the county or to specific elements of such plan, and to official policies adopted in relation thereto, including the purposes of this chapter.
- 2. Impact on neighborhood. The proposal as submitted or as modified shall not have undue adverse impact on the surrounding neighborhood.

**B. LARGE SOLAR ENERGY SYSTEMS** shall be permitted by a Special Use Permit provided that:

- 1. The primary use of the system is electrical generation to be sold to the wholesale electricity markets and not used primarily for the onsite consumption of energy by a dwelling or commercial building.

**§ 25-70.7 Applications and Procedures**

In addition to the requirements of article LXVII, “Site Plan Review”, and article LVIII, “Special Use Permits Procedures”, applications for a large solar energy system shall include the following information:

**A. Community Meeting**

Prior to submittal of an application, the applicant shall hold a meeting to inform the community about the planned solar energy system installation. Said meeting shall be open to the public. Notice of the date, time, and location of the meeting, as well as a contact name and phone number of the project representative and a summary of the request, shall be delivered by first class mail to all property owners as noted in the Augusta County tax records within one (1) mile of the perimeter of the project. Such notice shall be mailed so as to be delivered at leave five (5) and no more than twenty-one (21) working days prior to the

community meeting. Upon conclusion of the community meeting, a mailing list of property owners notified, a sign-in sheet from the meeting, an agenda from the meeting, and a written summary of the meeting shall be included with the application.

**B. Project description**

A narrative identifying the applicant and describing the proposed solar energy system, including an overview of the project and its location; approximate rated capacity of the solar energy system; the approximate number, representative types and expected footprint of solar equipment to be constructed; and a description of ancillary facilities, if applicable.

**C. Submission of a Cost Benefit Analysis**

The applicant shall submit an economic and fiscal impact assessment that addresses both the initial construction of the project and continued operations of the project. The submitted analysis shall provide a detailed assessment of land use taxation as it relates to the acreage of the parcel(s) under panel and the acreage of the parcel(s) to remain in agriculture use. The analysis shall also include a detailed assessment of how the project may impact the County's Composite Index.

**D. Site plan**

The site plan shall conform to the preparation and submittal requirements of article LXVII, "Site Plan Review," including supplemental plans and submissions, and shall include the following information:

1. Property lines and setback lines.
2. Existing and proposed buildings and structures, including location(s) of the proposed solar equipment.
3. Existing and proposed access roads, drives, turnout locations, and parking.
4. Location of substations, electrical cabling from the solar systems to the substations, accessory equipment, buildings, and structures, including those within any applicable setbacks.
5. Additional information may be required, as determined by the Zoning Administrator, such as a scaled elevation view and other supporting drawings, photographs of the proposed site, photo or other realistic simulations or modeling of the proposed solar energy project from potentially sensitive locations as deemed necessary by the Zoning Administrator to assess the visual impact of the project, landscaping and screening plan, coverage map, and additional information that may be necessary for a technical review of the proposal.
6. Documentation shall include proof of control over the land or possession of the right to use the land in the manner requested. The applicant may redact sensitive financial or confidential information.



7. The application shall include a decommissioning plan and other documents required by Section 25-70.8 of this ordinance.
8. The applicant shall provide proof of adequate liability insurance for a large solar energy system at the time of application.

## § 25-70.8 Location, Appearance and Operation of a Project Site

### 2. Visual impacts

The applicant shall demonstrate through project siting and proposed mitigation, if necessary, that the solar project minimizes impacts on the visual character of a scenic landscape, vista, or scenic corridor.

3. Ground-mounted systems shall not exceed fifteen (15) feet in height when oriented at maximum tilt.

### 4. Signage.

Warning signage shall be placed on solar equipment to the extent appropriate. Solar equipment shall not be used for displaying any advertising except for reasonable identification of the manufacturer or operator of the solar energy project. All signs, flags, streamers or similar items, both temporary and permanent, are prohibited on solar equipment except as follows: (a) manufacturer's or installer's identification; (b) appropriate warning signs and placards; (c) signs that may be required by a state or federal agency; and (d) signs that provide a 24-hour emergency contact phone number.

### 5. Noise.

Audible sound from a solar energy system shall not exceed 60 dBA (A-weighted decibels), as measured at any adjacent non-participating landowner's property line. The level, however, may be exceeded during short-term exceptional circumstances, such as severe weather.

### 6. Setbacks.

All equipment, accessory structures and operations associated with a large solar energy system shall be setback at least 50' from public right of ways, two-hundred feet (200') from all other property lines and one thousand feet (1,000') from any residentially zoned properties; **unless the Board of Supervisors is satisfied that different setbacks, either less or greater, are necessary to protect neighboring properties.** The siting of large solar energy systems is conditional and through this ordinance is viewed on a case by case basis. Setbacks will be decided through the conditions of the Special Use Permit. Considerations for different setbacks than outlined above may include, but shall not be limited to:

- A. Enhanced screening/buffering than the ordinance standard
- B. Existing vegetation that effectively screens the project
- C. Existing topography

1. Setbacks shall be kept free of all structures and parking lots.
2. Setbacks shall not be required along property lines adjacent to other parcels which are part of the solar energy system; however, should properties be removed from the system, setbacks must be installed along all property lines of those properties remaining within the project and which are adjacent to a parcel which has been removed.

7. Ocular impact study.

An ocular impact study shall be performed for airports within five miles of the project site, for public roads within sight of the system, and from scenic highways and overlooks. The analysis shall be performed using FAA Solar Glare Hazard Analysis Tool (SGHAT) to demonstrate compliance with FAA standards for measuring ocular impact.

8. Buffering.

A buffer yard shall be provided and maintained adjacent to any property line, except those property lines interior to the solar energy system, and landscaped in one (1) of two (2) ways. If a property ceases being used for the solar energy system, buffering will be required along all property lines adjacent to the property which has been removed.

Alternative 1: A ten foot (10') wide strip of land with a six foot (6') tall opaque privacy fence, wall, berm or combination thereof. Opaque privacy fences shall be construction of good quality materials such as vinyl, pressure treated lumber, brick, stone, or similar materials approved by the Zoning Administrator. For the purposes of this chapter tarps, car covers tents, fabric, chain link fences with slats, or similar materials shall not be deemed to satisfy the requirements of opaque fencing.

Alternative 2: A twenty foot (20') wide strip of land with 2 evergreen trees, 2 canopy trees, 2 understory trees and 24 shrubs planted per fifty linear feet (50') of buffer. The trees shall be a minimum of six feet (6') at the time of planting and the shrubs shall be a minimum of eighteen inches (18'') at the time of planting.

G. The applicant is free to choose from Alternatives 1 or 2. Buffers planted below overhead utility lines shall apply any of the allowed buffer alternatives, except that understory trees shall replace any canopy trees at a rate of two (2) understory trees per required canopy tree.

H. Plant and structure location within buffer. The placement of required plants and structures shall be the decision of the applicant; however, they shall be located so as to achieve the maximum level of protection. Plant material shall meet the buffer requirements every fifty feet (50'). Buffer areas not retained in native habitat shall be seeded or sodded with lawn and maintained at a height of no more than 15 inches, established with

ground cover, or mulched with organic mulch. Inorganic ground cover shall not exceed fifty percent (50%) of the total required area of the buffer.

- I. Where a fence or wall is used as part of a buffer, the decorative side of the fence or wall shall be faced to the adjacent property.

J. Permitted structures in buffer area.

- a. Where walls are placed within any required buffer area:
  - i. No walls of exposed concrete block are permitted, whether painted or not.
  - ii. The applicant shall be required to demonstrate provisions for access and maintenance of landscaping and the wall structure at the time of site plan approval.
  - iii. Breaks in the wall may be provided for pedestrian and vehicular connections to adjacent developments.
- b. Where berms are placed within any required buffer area:
  - i. A berm or combination of materials such as a berm and a fence shall be a minimum six feet (6') in height.
  - ii. Berms shall have slopes of not less than three feet (3') horizontal for each one foot (1') vertical.
  - iii. Slopes in excess of three feet (3') horizontal for each one foot (1') vertical may be permitted if sufficient erosion control methods are taken and deemed by the Zoning Administrator to be maintainable.
- c. Where opaque privacy fences are placed within any required buffer area:
  - i. No reduction in buffer width shall be provided based on the provision of a chain-link fence.
  - ii. Fences shall be a minimum of six feet (6') in height unless paired with a berm and in such case the combination of berm and fence shall be a minimum of six feet (6') in height.
  - iii. Breaks in the fence may be provided for pedestrian and vehicular connections to adjacent developments.
  - iv. Fences shall be maintained in a structurally safe and attractive condition and with finished faces located towards the adjacent property.

- K. Permitted use of buffer area. A buffer area shall not be used for anything except:
- a. Passive recreation and picnic facilities, including pedestrian and bike trails.
  - b. Other appurtenances which require high visibility and easy access, such as fire hydrants and utilities, public and emergency telephones, mail boxes, and bus shelters, or benches, are also permitted in a buffer. No screening of such appurtenances shall be required or permitted.
  - c. Access ways when necessary to provide access to adjacent properties.
  - d. A required buffer is encouraged to retain areas of native habitat and may incorporate water resources including stormwater management facilities. However, the minimum width of the buffer shall be preserved as a planting area and there shall be no reduction in buffer width based on the stormwater management facilities.
- L. Alternative compliance. The buffer requirements may be modified by the Board of Supervisors upon a finding that a modification would be consistent with the purpose of this ordinance, this section, and the adopted plans and policies of the county; that such modification would not adversely affect the land use compatibility or public interest; and that the subject parcel or modified buffer complies with one (1) or more of the following criteria:
- a. The buffer is parallel and adjacent to an existing utility or drainage easement of at least one hundred feet (100') in width.
  - b. The buffer is between uses that are to be developed under a common development plan or series of development plans.
  - c. The buffer is parallel and adjacent to an existing railroad right-of-way;
  - d. The topography of the parcel is such that buffering would not be effective;
  - e. The property is adjacent to an established industrial use;
  - f. There is existing vegetation either on this lot or the adjacent lot to provide the required buffer benefits.
- Financial hardship due to meeting the requirements of this section shall not be sufficient justification for alternative compliance.

M. Site Plan. Landscaping of buffer yards shall be shown on the site plan in accordance with the standards in Division J ARTICLE LXVII “Site Plan Review” and shall be provided and maintained in accordance with sound horticultural practices.

N. Fencing.

While recognizing that fencing is an industry standard for utility scale solar projects, the style and type of fencing shall be a condition of the Special Use Permit process.. Fencing shall be constructed on the panel side of the buffer area.

#### § 25-70.9 Safety and Construction

A. Design

The applicant shall submit documentation that the design of any buildings and structures associated with or part of the solar energy project complies with applicable sections of the Virginia Uniform Statewide Building Code (USBC) (13VAC5-63). This requirement includes all electrical components of the solar energy project.

B. Construction and installation

In the construction and installation of a large solar energy system, the owner or operator shall install all electrical wires associated with the large solar energy system underground unless the applicant can demonstrate the necessity for aboveground installations as determined by the Board of Supervisors.

C. Ground water monitoring

Ground water monitoring to assess the level of groundwater contamination shall take place prior to and upon completion of construction of the project throughout the area of the solar energy system. Ground water monitoring shall take place every five (5) years of the operation of the project, and upon completion of decommissioning. Results from said monitoring shall be delivered to the Virginia Department of Health, Augusta County Department of Community Development and the Augusta County Service Authority.

**Any adverse impacts identified will be mitigated by the owner of the solar energy facility to the property owner’s satisfaction.**

D. Traffic Impact Statement and/or Analysis

As part of the project application, the applicant shall submit a traffic impact statement. If required by the Virginia Department of Transportation, the applicant shall submit a Traffic Impact Analysis found to be in compliance with the requirements of Chapter 527 (24VAC30-155).

#### § 25-70.10 Decommissioning

A. Decommissioning plan

As part of the project application, the applicant shall submit a decommissioning plan, which shall include the following: (1) the anticipated life of the project; (2) the estimated

decommissioning cost in current dollars; (3) how said estimate was determined; (4) the method of ensuring that funds will be available for decommissioning and restoration; (5) the method that the decommissioning cost will be kept current; and (6) the manner in which the project will be decommissioned and the site restored.

**B. Discontinuation or Abandonment of Project**

1. Thirty (30) days prior to such time that a large solar energy system is scheduled to be abandoned or discontinued, the owner or operator shall notify the Director of Community Development by certified U.S. mail of the proposed date of abandonment or discontinuation of operations. Any solar project that has been inoperable or unutilized for a period of 12 consecutive months shall be deemed abandoned and subject to the requirements of this section.
2. Within 365 days of the date of abandonment or discontinuation, the owner or operator shall complete the physical removal of the solar energy project and site restoration. This period may be extended at the request of the owner or operator, upon approval of the Board of Supervisors.
3. Decommissioning of discontinued or abandoned large solar energy systems shall include the following:
  - a) Physical removal of all solar energy equipment and above-ground appurtenant structures from the subject property including, but not limited to, buildings, machinery, equipment, cabling and connections to transmission lines, equipment shelters, security barriers, electrical components, roads, unless such roads need to remain to access buildings retrofitted for another purpose, or the landowner submits a request to the Board of Supervisors that such roads remain.
  - b) Below-grade structures, such as foundations, underground collection cabling, mounting beams, footers, and all other equipment installed with the system shall be completely removed: however, these structures may be allowed to remain if a written request is submitted by the landowners and a waiver is granted by the Board of Supervisors.
  - c) Compacted soils shall be decompacted as agreed to by the landowner.
  - d) Restoration of the topography of the project site to its pre-existing condition, except that any landscaping or grading may remain in the after-condition if a written request is submitted by the landowner and a waiver is granted by the Board of Supervisors.

- e) Proper disposal of all solid or hazardous materials and wastes from the site in accordance with local, state, and federal solid waste disposal regulations.

**§ 25-70.11 Bonding**

Prior to the issuance of a Building Permit for a solar energy system, the applicant shall:

- A. Submit to the Zoning Administrator an itemized cost estimate of the work to be done to completely remove the entire solar energy system plus twenty-five percent (25%) of said estimated costs as a reasonable allowance for administrative costs, inflation, and potential damage to existing roads or utilities. The cost estimate shall not include a reduction as it relates to the salvage value of the solar energy system.
- B. Submit a bond, irrevocable Letter of Credit, or other appropriate surety acceptable to the County in the amount of the estimate as approved by the Zoning Administrator shall:
  - 1. Secure the cost of removing the system and restoring the site to its original condition to the extent reasonably possible; and
  - 2. Include a mechanism for a Cost of Living Adjustment after ten (10) and fifteen (15) years.
- C. The applicant will ensure the bond, irrevocable Letter of Credit, or other surety shall remain in full force and effect until the Community Development Department has inspected the site and verified that the solar energy system has been removed. At which time the Community Development Department shall promptly release the bond, irrevocable Letter of Credit, or other surety.

11/17/2020

**AN ORDINANCE AMENDING THE MASTER PLAN FOR THE SPRING LAKES AT  
THE WOODLANDS PLANNED UNIT DEVELOPMENT BEVERLEY MANOR  
DISTRICT, AUGUSTA COUNTY, VIRGINIA**

WHEREAS, the Spring Lakes at the Woodlands Planned Unit Development consists of approximately 267 acres on the east side of Route 613 (Old Greenville Road) in Beverley Manor District, Augusta County, Virginia; and

WHEREAS, the Woodlands Associates, L.L.C., the current owner of the above property, applied for an amendment to the Plan of Development and Master Plan as it applies to Area A, a portion of Area F (north of Whispering Oaks Drive), Area G, and Area I; and

WHEREAS, the amendments also included some additional notes to the Master Plan; and

WHEREAS, the Planning Commission, having held a public hearing, has recommended approval of the requested amendments; and

WHEREAS, the Board of Supervisors, having held a public hearing, finds that it is in the public interest to approve the proposed amendments to the Plan of Development and Master Plan as herein provided.

NOW THEREFORE be it ordained by the Board of Supervisors of Augusta County, Virginia that the Master Plan of Spring Lakes at the Woodlands be amended as hereinafter set forth:

1. The real estate affected by this ordinance is Area A, a portion of Area F (north of Whispering Oaks Drive), Area G, and Area I as shown on the Master Plan entitled: *Subdivision MasterPlan Spring Lakes at the Woodlands* as revised by Blackwell Engineering, PLC on June 28, 2004.
2. The Amended Master Plan entitled: *Subdivision MasterPlan Spring Lakes at the Woodlands* as revised by Blackwell Engineering, PLC on November 17, 2020 is hereby adopted.
3. As a minimum, sidewalks shall be constructed along streets in locations shown.
4. Natural surface walking trails shall be constructed when 20 new lots have building permits issued subsequent to the approval date of the 2020 revised zoning ordinance for Spring Lakes at the Woodlands.
5. The location of the two shown trail connections to Fairfield Drive may shift. The final location of these two connections will be based on constructability as it relates to topography and/or the ability to achieve access easements from already sold lots. However, the inability to achieve access easements from already sold lots shall not preclude the



developer from the requirements to make these two connections as there are currently unsold lots along Fairfield Drive at the time of this amendment.

6. The zoning for each of the areas shown on the Amended Master Plan is as hereinafter set forth.
7. The term Developer shall mean Woodlands Associates, L.L.C., its successor and assigns.
8. The term POA shall mean Spring Lakes at the Woodlands Property Owners Association, Inc.
9. All Open Spaces and private streets and alleys will be owned and maintained by the POA.
10. All words and terms used in this ordinance shall have the meaning as set forth in Section 25-4 of Chapter 25 of the Augusta County Zoning Ordinance.

**2020 REVISED ZONING ORDINANCE  
FOR SPRING LAKES AT THE WOODLANDS  
(OLD GLEN BURNIE)**

**Areas B, C, D & E (No Change in 2020)**

**Permitted Uses:**

The following uses shall be permitted:

1. Churches and other places of worship, parish houses and church school building located not less than fifty feet from any other lot in any residential district.
2. Customary incidental home occupations such as dressmaking, hairdressing, manicuring, laundering, preserving and home cooking, provided, that such occupation shall be engaged in only by residents on the premises, that not more than the equivalent of the areas of one floor shall be used for such occupations, that no display of products made shall be visible from the street, that no stock in trade is kept or products sold except such as are made on the premises.
3. The office of the resident member of a recognized profession, provided that the office is located in a dwelling.
4. Signs as regulated in the County zoning ordinance in effect at the time building permits are issued.
5. Single-family dwellings.

**Accessory uses:**

All use or structure customarily accessory and incidental to a permitted principal use.

**Prohibited uses:**

All uses except those listed above are specifically prohibited.

**Setback:**

No building shall be erected, altered, or enlarged nearer to a street lot line than 25 feet. Minimum setback shall be noted on each final plat submitted for approval.

**Side yards:**

The aggregate of the two side yards shall be not less than twenty percent of the lot width at the setback line; provided, that in no case shall any side yard be less than eight feet.

On a corner lot the minimum side yard adjacent to the street shall be twenty feet.

**Rear yards:**

The minimum rear yard depth shall be twenty-five feet.

**Height regulations:**

No building or structure shall be erected or materially altered to exceed two and one half stories or thirty five feet in height; except, that a public or semipublic building such as a church or other place of worship or school, may be erected to not more than fifty feet in height; provided, that the portion of such building more than thirty five feet in height shall set back from all required front side and rear yards, one foot for each two feet of such additional height.

**Lot coverage:**

The maximum lot coverage shall be forty percent for all uses.

**Off-street parking and loading:**

Off street parking and loading will be subject to the applicable zoning requirements for parking in effect at the time building permits are issued.

**Accessory buildings:**

Accessory buildings can be in rear yards only, with a minimum set back of 5 feet from all property lines. These buildings shall not exceed twenty five percent of the dwelling size.

Lot area, lot width and floor space requirement minimums:

| <b>Area</b> | <b>Lot area</b> | <b>Lot width at setback line</b> | <b>Floor Space</b> |
|-------------|-----------------|----------------------------------|--------------------|
| B           | 10,000 sq. ft.  | 80 ft.                           | 1,200 sq. ft.      |
| C           | 12,000 sq. ft.  | 90 ft.                           | 1,300 sq. ft.      |
| D           | 13,000 sq. ft.  | 100 ft.                          | 1,400 sq. ft.      |
| E           | 13,000 sq. ft.  | 100 ft.                          | 1,500 sq. ft.      |

The minimum lot width at the street lot line shall be forty feet for all areas.

All lots are to be provided with community water and sewer.

**Streets:**

The minimum width of street right of ways shall be 50 feet. Street grades shall comply with Virginia Department of Transportation requirements.

**Exceptions:**

Glen Burnie – Unit 1 is to become a part of the planned Community while maintaining all requirements of R-15 as it is presently zoned.

## **Area A (Changed in 2020) – Single Family Residential or Townhouses and Duplexes**

### **A. Area A - General**

- 1) Area A shall be developed either (i) all as Single family Residential, or (ii) all as Townhouse and Duplexes.
- 2) In the event Area A is developed as Townhouse and Duplex, the provisions set forth under Paragraph B below shall apply and the maximum number of lots shall be 94.
- 3) In the event Area A is developed as Single Family, the provisions for Single Family set forth under Paragraph C below shall apply and the maximum number of lots shall be 74.
- 4) No private streets are planned in Area A. However, if a private street is proposed for site plan development, it shall meet all requirements delineated in Area A below.

### **B. Area A - Townhouse and Duplex:**

- 1) Firewalls shall be constructed between individual units.
- 2) Permitted Uses:
  - a) Townhouses having a minimum finished floor space of 900 square feet
  - b) Duplexes having a minimum finished floor space of 900 square feet.
  - c) Home occupations by a resident located in the dwelling.
  - d) Office of a resident member of a recognized profession located in the dwelling.
- 3) Accessory Uses:
  - a) All uses or structures customarily accessory and incidental to a permitted use.
- 4) Prohibited Uses:
  - a) All uses except those listed above are specifically prohibited.
  - b) All signs except for: (i) a sign advertising the property 'For Sale' not to exceed 4 square feet in dimension and not more than 1 sign per lot: and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.
  - c) Parking of multi or dual axle motor vehicles or oversized motor vehicles such as tractor-trailer trucks, buses, and recreational vehicles on any lot or on the street in front of any lot.
- 5) Setbacks:
  - a) The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of the public street on which it fronts than 25 feet and 10 feet from the right of way line of a public street adjacent to the side yard. If the building or structure fronts on a private street, the front set back from the right of way line of the private street shall be reduced to 20 feet and 10 feet from the right of way line of a private street adjacent to the side yard.
  - b) The rear yard setback: No principal building or other structure. shall be erected, altered, located, reconstructed or enlarged nearer to the rear property line of any lot than 15 feet. Accessory structures shall not be nearer to the rear line than 5 feet.
  - c) The side yard setback: There shall be no set back requirement for interior

lots. No building or other structure, shall be erected, altered, located, reconstructed or enlarged nearer to a side yard at the end of the principal structure than 6 feet except that side yards that abut common areas containing alleys shall be reduced to 5 feet.

- d) Accessory structures shall be limited to 200 square feet of gross floor area.
- e) Fences and Walls: The setback requirements shall not apply to fences and walls.

6) Lot Size:

- a) The minimum lot size shall be 2,000 square feet.
- b) The minimum lot width at any point shall be 18 feet.

7) Density: There shall be no more than 94 lots in Area A.

8) Streets:

- a) All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system or,
- b) Private streets that will be owned and maintained by the POA and will have a minimum of 24 feet of pavement. The structural cross section of private streets shall meet the Virginia Department of Transportation standards for streets in a residential district for inclusion in the state highway system. Street grades shall not exceed 12%. No request shall be made to have any private street taken into the state highway system until it has been brought up to the then current standards for public streets at no cost to the County or the Virginia Department of Transportation.

9) Maintenance:

- a) All private streets shall be maintained by the POA as a neighborhood community. Private alleys need not meet VDOT standards but shall be constructed by Developer and maintained by the POA.
- b) All yards and street lighting shall be maintained by the POA as a neighborhood community.

C. Single Family Residential:

1) Permitted uses:

- a) Single-family dwellings having a minimum finished floor space or 1200 square feet. Manufactured homes are prohibited.
- b) Home occupations by a resident located in the dwelling.
- c) Office of a resident member or a recognized profession located in the dwelling.

2) Accessory Uses:

- a. All uses or structures customarily accessory and incidental to a permitted use.

3) Prohibited Uses:

- a) All uses except those listed above are specifically prohibited.
- b) All signs except for: (i) a sign advertising the property For Sale not to exceed 4 square feet in dimension and not more than 1 sign per lot; and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.

- 4) **Setbacks:**
  - a) The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of a public street than 30 feet.
  - b) The rear set back: No principal building or other structure, shall be erected, altered, located, reconstructed, or enlarged nearer to the rear property line on any lot than 25 feet.
  - c) The side set back: The aggregate of the two side yards shall be not less than twenty percent of the lot width at the setback line; provided, that in no case shall any side yard be less than eight feet.
  - d) Fences and Walls: The setback requirements shall not apply to fences and walls.
- 5) **Streets:** All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system.
- 6) **Sewer and Water:** All uses shall be connected to public sewer and water.
- 7) **Off Street Parking:** All single-family lots shall have a minimum of two off street parking spaces (including garage spaces). All other uses will be subject to the applicable zoning requirements for parking in effect at the time the building permit is issued.
- 8) **Lot Size:**
  - a) The minimum lot size shall be 7,000 square feet
  - b) The minimum lot width at the street line shall be 30 feet.
  - c) The minimum lot width at the setback line shall be 60 feet.
  - d) The minimum lot width at the rear line shall be 30 feet)
- 9) **Density:** The maximum number of single-family lots in Area A shall be 74.

## **Area F-2 (No Changes in 2020) – Townhouses and Duplexes**

### **A. Area F-2 Townhouse and Duplex:**

- 1) Firewalls shall be constructed between individual units.
- 2) **Permitted Uses:**
  - a) Townhouses having a minimum finished floor space of 900 square feet
  - b) Duplexes having a minimum finished floor space of 900 square feet.
  - c) Home occupations by a resident located in the dwelling.
  - d) Office of a resident member of a recognized profession located in the dwelling.
- 3) **Accessory Uses:**
  - a) All uses or structures customarily accessory and incidental to a permitted use.
- 4) **Prohibited Uses:**
  - a) All uses except those listed above are specifically prohibited.
  - b) All signs except for: (i) a sign advertising the property 'For Sale' not to exceed 4 square feet in dimension and not more than 1 sign per lot; and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.

- c) Parking of multi or dual axle motor vehicles or oversized motor vehicles such as tractor-trailer trucks, buses and recreational vehicles on any lot or on the street in front of any lot.
- 5) Setbacks:
- a) The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of the public street on which it fronts than 25 feet and 10 feet from the right of way line of a public street adjacent to the side yard. If the building or structure fronts on a private street, the front set back from the right of way line of the private street shall be reduced to 20 feet and 10 feet from the right of way line of a private street adjacent to the side yard.
  - b) The rear yard setback: No principal building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the rear property line of any lot than 15 feet. Accessory structures shall not be nearer to the rear line than 5 feet.
  - c) The side yard setback: There shall be no set back requirement for interior lots. No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to a side yard at the end of the principal structure than 6 feet except that side yards that abut common areas containing alleys shall be reduced to 5 feet.
  - d) Accessory structures shall be limited to 200 square feet of gross floor area.
  - e) Fences and Walls: The setback requirements shall not apply to fences and walls.
- 6) Lot Size:
- a) The minimum lot size shall be 2,000 square feet.
  - b) The minimum lot width at any point shall be 18 feet.
- 7) Density: There shall be no more than 71 lots in Area F-2.
- 8) Streets:
- a) All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system or,
  - b) Private streets that will be owned and maintained by the POA and will have a minimum of 24 feet of pavement. The structural cross section of private streets shall meet the Virginia Department of Transportation standards for streets in a residential district for inclusion in the state highway system. Street grades shall not exceed 12%. No request shall be made to have any private street taken into the state highway system until it has been brought up to the then current standards for public streets at no cost to the County or the Virginia Department of Transportation.
- 9) Maintenance:
- a) All private streets shall be maintained by the POA as a neighborhood community. Private alleys need not meet VDOT standards but shall be constructed by Developer and maintained by the POA.
  - b) All yards and street lighting shall be maintained by the POA as a neighborhood community.

## **Area F-3 (No Change in 2020) – Single Family, Townhomes and Duplexes**

### **A. Area F-3 - Single Family, Townhouses and Duplexes:**

#### **1) General:**

- a) Area F-3 shall be developed either (i) all as Single family Residential, or (ii) all as Townhouse and Duplexes.
- b) In the event Area F-3 is developed as Single Family, all of the provisions for Single Family set forth under Paragraph 2 below shall apply and the maximum number of lots shall be 30.
- c) In the event Area F-3 is developed as Townhouse and Duplex, all the provisions set forth under Paragraph A above (in Area F-2) shall apply and the maximum number of lots shall be 44.
- d) All lots that abut Route 613 shall use the new street to be constructed within the development as access.
- e) No building or other structure shall be erected, altered, located, reconstructed, or enlarged nearer to Route 613 than 35 feet except for fences and walls for which there is no set back requirement.

#### **2) Single Family Residential:**

##### **a) Permitted uses:**

1. Single-family dwellings having a minimum finished floor space or 1200 square feet. Manufactured homes are prohibited.
2. Home occupations by a resident located in the dwelling.
3. Office of a resident member or a recognized profession located in the dwelling.

##### **b) Accessory Uses:**

1. All uses or structures customarily accessory and incidental to a permitted use.

##### **c) Prohibited Uses:**

1. All uses except those listed above are specifically prohibited.
2. All signs except for: (i) a sign advertising the property For Sale not to exceed 4 square feet in dimension and not more than 1 sign per lot; and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.

##### **d) Setbacks:**

1. The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of a public street than 30 feet but no closer to the street right of way line of Route 613 than 35 feet.
2. The rear set back: No principal building or other structure, shall be erected, altered, located, reconstructed or enlarged nearer to the rear property line on any lot than 25 feet but no closer to the street right of way line of Route 613 than 35 feet. Accessory structures shall not be nearer to the rear line than 5 feet.
3. The side set back: The aggregate of the two side yards shall be not less

- than twenty percent of the lot width at the setback line; provided, that in no case shall any side yard be less than eight feet.
4. Accessory structures shall be limited to 200 square feet of gross floor area.
  5. Fences and Walls: The setback requirements shall not apply to fences and walls.
  6. No building or structure other than a sign constructed by the Developer to identify the Development shall be constructed closer to Route 613 than 35 feet.
  7. All lots on Route 613 shall be deemed to front on Route 613 even though access to the lots may be from another street.
- e) Streets: All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system.
  - f) Sewer and Water: All uses shall be connected to public sewer and water.
  - g) Off Street Parking: All single-family lots shall have a minimum of two off street parking spaces (including garage spaces). All other uses will be subject to the applicable zoning requirements for parking in effect at the time the building permit is issued.
  - h) Lot Size:
    1. The minimum lot size shall be 7,000 square feet
    2. The minimum lot width at the street line shall be 30 feet.
    3. The minimum lot width at the setback line shall be 60 feet.
    4. The minimum lot width at the rear line shall be 30 feet)
  - i) Density: The maximum number of single-family lots in Area F-3 shall be 30.

### **Area F-5 (Added in 2020) – Single Family, Townhomes and Duplexes**

#### **A. Area F-5 - Single Family, Townhouses and Duplexes:**

##### **1) General:**

- a) Area F-5 shall be developed either (i) all as Single family Residential, or (ii) all as Townhouse and Duplexes.
- b) In the event Area F-5 is developed as Single Family, all of the provisions for Single Family set forth under Paragraph 2 below shall apply and the maximum number of lots shall be 15.
- c) In the event Area F-5 is developed as Townhouse and Duplex, all the provisions set forth under Paragraph A above (in Area F-2) shall apply and the maximum number of lots shall be 42.
- d) No private streets are planned in Area F-5. However, if a private street is proposed for site plan development, it shall meet all requirements delineated in Area F-5 below.

##### **2) Single Family Residential:**

##### **a) Permitted uses:**

1. Single-family dwellings having a minimum finished floor space or 1200 square feet. Manufactured homes are prohibited.



2. Home occupations by a resident located in the dwelling.
  3. Office of a resident member or a recognized profession located in the dwelling.
- b. Accessory Uses:
1. All uses or structures customarily accessory and incidental to a permitted use.
- c. Prohibited Uses:
1. All uses except those listed above are specifically prohibited.
  2. All signs except for: (i) a sign advertising the property For Sale not to exceed 4 square feet in dimension and not more than 1 sign per lot; and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.
- d. Setbacks:
1. The front set back: No building or other structure shall be erected, altered, located, reconstructed, or enlarged nearer to the right of way line of a public street than 30 feet.
  2. The rear set back: No principal building or other structure, shall be erected, altered, located, reconstructed, or enlarged nearer to the rear property line on any lot than 25 feet. Accessory structures shall not be nearer to the rear line than 5 feet.
  3. The side yard setback: The side set back: The aggregate of the two side yards shall be not less than twenty percent of the lot width at the setback line; provided, that in no case shall any side yard be less than eight feet.
  4. Accessory structures shall be limited to 200 square feet of gross floor area.
  5. Fences and Walls: The setback requirements shall not apply to fences and walls.
- e. Streets: All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system.
- f. Sewer and Water: All uses shall be connected to public sewer and water.
- g. Off Street Parking: All single-family lots shall have a minimum of two off street parking spaces (including garage spaces). All other uses will be subject to the applicable zoning requirements for parking in effect at the time the building permit is issued.
- h. Lot Size:
1. The minimum lot size shall be 7,000 square feet
  2. The minimum lot width at the street line shall be 30 feet.
  3. The minimum lot width at the setback line shall be 60 feet.
  4. The minimum lot width at the rear line shall be 30 feet)
- i. Density: The maximum number of single-family lots in Area F-3 shall be 15.

**Area G (Changed in 2020) - Single Family Residential or Townhouses and Duplexes**

**A. Area G – Single Family Residential or Townhouses and Duplexes**

1) **General:**

- a) Area G shall be developed either (i) all as Single family Residential, or (ii) all as Townhouse and Duplexes.
- b) In the event Area G is developed as Single Family all the provisions for Single Family set forth under Paragraph 3 below shall apply and the maximum number of lots shall be 114.
- c) In the event Area G is developed as Townhouse and Duplex all the provisions set forth under Paragraph 2 below shall apply and the maximum number of lots shall be 139.
- d) No private streets are planned in Area G. However, if a private street is proposed for site plan development, it shall meet all requirements delineated in Area G below.

**B. Area G - Townhouse and Duplex:**

1) Firewalls shall be constructed between individual units.

2) **Permitted Uses:**

- a) Townhouses having a minimum finished floor space of 900 square feet.
- b) Duplexes having a minimum finished floor space of 900 square feet.
- c) Home occupations by a resident located in the dwelling.
- d) Office of a resident member of a recognized profession located in the dwelling.

3) **Accessory Uses:**

- a) All uses or structures customarily accessory and incidental to a permitted use.

4) **Prohibited Uses:**

- a) All uses except those listed above are specifically prohibited.
- b) All signs except for: (i) a sign advertising the property 'For Sale' not to exceed 4 square feet in dimension and not more than 1 sign per lot: and, (ii) signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.
- c) Parking of multi or dual axle motor vehicles or oversized motor vehicles such as tractor-trailer trucks, buses, and recreational vehicles on any lot or on the street in front of any lot.

5) **Setbacks:**

- a) The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of the public street on which it fronts than 25 feet and 10 feet from the right of way line of a public street adjacent to the side yard. If the building or structure fronts on a private street, the front set back from the right of way line of the private street shall be reduced to 20 feet and 10 feet from the right of way line of a private street adjacent to the side yard.
- b) The rear yard setback: No principal building or other structure. Shall be erected, altered, located, reconstructed or enlarged nearer to the rear property line of any lot than 15 feet. Accessory structures shall not be nearer to the rear line than 5 feet.
- c) The side yard setback: There shall be no set back requirement for interior

lots. No building or other structure, shall be erected, altered, located, reconstructed or enlarged nearer to a side yard at the end or the principal structure than 6 feet except that side yards that abut common areas containing alleys shall be reduced to 5 feet.

- d) Accessory structures shall be limited to 200 square feet of gross floor area.
- e) Fences and Walls: The setback requirements shall not apply to fences and walls.

6) Lot Size:

- a) The minimum lot size shall be 2,000 square feet.
- b) The minimum lot width at any point shall be 18 feet.

7) Density: There shall be no more than 139 lots in Area G.

8) Streets:

- a) All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system or,
- b) Private streets that will be owned and maintained by the POA and will have a minimum of 24 feet of pavement. The structural cross section of private streets shall meet the Virginia Department of Transportation standards for streets in a residential district for inclusion in the state highway system. Street grades shall not exceed 12%. No request shall be made to have any private street taken into the state highway system until it has been brought up to the then current standards for public streets at no cost to the County or the Virginia Department of Transportation.
- c) Maintenance:
  - 1. All private streets shall be maintained by the POA as a neighborhood community. Private alleys need not meet VDOT standards but shall be constructed by Developer and maintained by the POA.
  - 2. All yards and street lighting shall be maintained by the POA as a neighborhood community.

C. Area G - Single Family Residential:

1) Permitted uses:

- a) Single-family dwellings having a minimum finished floor space or 1200 square feet.
- b) Manufactured homes are prohibited.
- c) Home occupations by a resident located in the dwelling.
- d) Office of a resident member or a recognized profession located in the dwelling.

2) Accessory Uses:

- a) All uses or structures customarily accessory and incidental to a permitted use.

3) Prohibited Uses:

- a) All uses except those listed above are specifically prohibited.
- b) All signs except for: (i) a sign advertising the property For Sale not to exceed 4 square feet in dimension and not more than 1 sign per lot; and, (ii)

signs identifying the Development Spring Lakes at the Woodlands and subsections to be designed and constructed by the Developer.

- 4) **Setbacks:**
  - a) The front set back: No building or other structure shall be erected, altered, located, reconstructed or enlarged nearer to the right of way line of a public street than 30 feet.
  - b) The rear set back: No principal building or other structure, shall be erected, altered, located, reconstructed, or enlarged nearer to the rear property line on any lot than 25 feet.
  - c) The side yard setback: The aggregate of the two side yards shall be not less than twenty percent of the lot width at the setback line; provided, that in no case shall any side yard be less than eight feet.
  - d) Accessory structures shall be limited to 200 square feet of gross floor area.
  - e) Fences and Walls: The setback requirements shall not apply to fences and walls.
- 5) **Streets:** All street right of ways shall have a minimum width of 50 feet and shall be constructed to the then existing standards established by the Virginia Department of Transportation for inclusion in the state highway system.
- 6) **Sewer and Water:** All uses shall be connected to public sewer and water.
- 7) **Off Street Parking:** All single-family lots shall have a minimum of two off street parking spaces (including garage spaces). All other uses will be subject to the applicable zoning requirements for parking in effect at the time the building permit is issued.
- 8) **Lot Size:**
  - a) The minimum lot size shall be 7,000 square feet
  - b) The minimum lot width at the street line shall be 30 feet.
  - c) The minimum lot width at the setback line shall be 60 feet.
  - d) The minimum lot width at the rear line shall be 30 feet)
  - e) Density: The maximum number of single-family lots in Area G shall be 114.

## **Area I - Open Space (Changed in 2020)**

### **A. Area I – Open Space**

Walking Trails within Area I shall be constructed when 20 new lots have building permits issued subsequent to the approval date of the 2020 Revised Zoning Ordinance For Spring Lakes At The Woodlands.

- 1) **Permitted Uses:**
  - a) Common open space.
  - b) Recreational facilities.
  - c) Public utility uses.
- 2) **Accessory Uses:**
  - a) All uses or structures customarily accessory and incidental to a permitted use.
- 3) **Property Owners Association:**
  - a) The Developer shall create a Property Owners Association (POA) whose membership shall consist of all lot owners in the Development known as

Spring Lakes at the Woodlands, except the lot owners in Units I, II, III and IV.

- b) The Developer shall cause to be recorded the Protective Covenants and Restrictions as approved by the Board setting forth the responsibilities of the Developer and the POA.
  - c) All alleys and the open space are to be maintained as neighborhood community by the POA.
  - d) The responsibility of the POA to maintain the open space shall not begin until after Area I is conveyed to the POA.
- 4) The maintenance of this open space and the construction, maintenance and repair of any recreational facility located within the open space and the enforcement of any rules and regulations with respect to the open space shall be the responsibility of the Spring Lakes At The Woodlands Homeowner's Association, Inc., its successors or assigns.

**Area K – Townhome/Duplex Mailboxes (Changed in 2020)**

A. Area K – Mailboxes

Area K locations are dedicated for the installation of mailboxes serving townhomes and duplexes. Their final locations are determined by the Spring Lakes At The Woodlands Homeowner's Association, Inc., its successors or assigns and the United States Postal Service.

**SPRING LAKES SUBDIVISION ZONING TABLE**

| ROWING | RESIDENTIAL USE | MINIMUM AREA | MINIMUM FRONT YARD SETBACK | MINIMUM SIDE YARD SETBACK | MINIMUM REAR YARD SETBACK |
|--------|-----------------|--------------|----------------------------|---------------------------|---------------------------|
| A      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| B      | Single-Family   | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| C      | Single-Family   | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| D-1    | Single-Family   | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| D-2    | Single-Family   | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| E      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| F      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| G      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| H      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| I      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| J      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| K      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| L      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| M      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| N      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |
| O      | Multiple-Family | 10,000 sq ft | 10 ft                      | 5 ft                      | 5 ft                      |

(a) Townhouses 18 ft interior wall, 40 ft corner lots Two family dwellings, 60 ft, if odd in individual dwelling, 40 ft Multiple family dwellings and other permitted uses: 100 ft

(b) 50 ft on through-lanes or 35 ft on other streets

(c) 10 ft side setback, 20 ft in adjoining a single-family zoned area

(d) The setbacks of the two side yards shall be no less than 20 percent of the lot width at the setback line, 5 ft minimum side yard



**LEGEND**

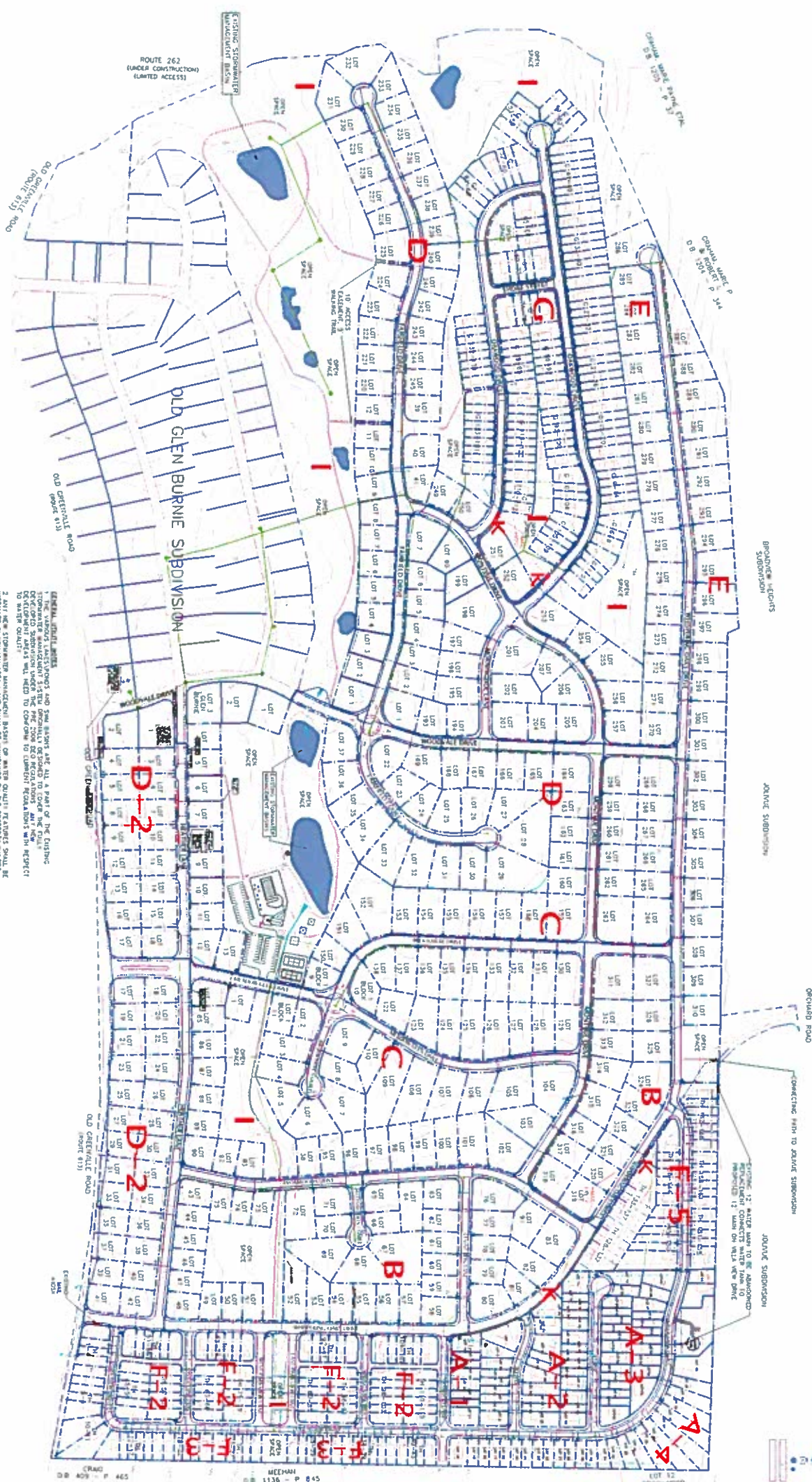
**ZONING CLASSIFICATION**

- A LOT LINES
- GLEN BURNIE SUBDIVISION
- ZONE A
- ZONE B
- ZONE C
- ZONE D
- ZONE E
- ZONE F
- ZONE G
- ZONE H
- ZONE I - OPEN SPACE
- ZONE K - UNIMPROVED
- MAIL ROUTE

**GENERAL NOTES**

1. THE SUBDIVISION SHALL BE CONVEYED TO THE BUYER BY DEED AND SHALL BE SUBJECT TO THE RECORDS OF THE COUNTY OF SPOTSYLDEN, VIRGINIA.
2. THE SUBDIVISION SHALL BE CONVEYED TO THE BUYER BY DEED AND SHALL BE SUBJECT TO THE RECORDS OF THE COUNTY OF SPOTSYLDEN, VIRGINIA.
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|   |   |  |  |  |
|---|---|--|--|--|
| <p><b>DATE</b> NOV 2020</p> <p><b>SCALE</b> 200</p> <p><b>DESIGNED BY</b> EMB</p> <p><b>DRAWN BY</b> RUJ</p> <p><b>CHECKED BY</b> EMB</p> | <p><b>REVISION DATES</b></p> <p>24/JUL/20</p> <p>19/MAY/20</p> <p>9/MAR/20</p> <p>17/NOV/20</p> | <p><b>SUBDIVISION MASTERPLAN</b></p> <p><b>SPRING LAKES AT THE WOODLANDS</b></p> <p>WOODLANDS ASSOCIATES, L.L.C.</p> <p>1476 GREENVILLE AVENUE</p> <p>STAUNTON, VIRGINIA 24401</p> | <p>EDMOND H. BLACKWELL</p> <p>NO. 25831</p> <p>PROFESSIONAL ENGINEER</p> | <p><b>BLACKWELL ENGINEERING, PLC</b></p> <p>566 East Market Street</p> <p>Harrisonburg, Virginia 22801</p> <p>Phone: (540) 432-9555 E-mail: Eng@BlackwellPLC.com Fax: (540) 434-7864</p> |
|---|---|--|--|--|



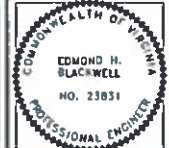

**GENERAL NOTES:**

1. THE VARIOUS UTILITIES AND MANHOLES ARE ALL A PART OF THE EXISTING SUBDIVISION UNDER THE PERMITS AND RECORDS OF THE LOCAL GOVERNMENT. THE ENGINEER HAS REVIEWED THE RECORDS AND FOUND THEM TO BE CORRECT AND COMPLETE.
2. ALL UTILITIES AND MANHOLES SHALL BE INSTALLED IN ACCORDANCE WITH THE LOCAL GOVERNMENT'S REQUIREMENTS AND STANDARDS.
3. THE ENGINEER HAS REVIEWED THE RECORDS AND FOUND THEM TO BE CORRECT AND COMPLETE.
4. ALL UTILITIES AND MANHOLES SHALL BE INSTALLED IN ACCORDANCE WITH THE LOCAL GOVERNMENT'S REQUIREMENTS AND STANDARDS.
5. NO NEW UTILITIES SHALL BE INSTALLED AT AN EXISTING MANHOLE.

**LEGEND**

- Center Line
- Site Boundary
- Water Lines
- Sanitary Sewer Lines
- Storm Sewer Lines
- Gas Lines
- Electric Lines
- Proposed Building
- Proposed Road/Driveway
- Existing Road
- Existing Manhole
- Existing Valve
- Proposed Fire Hydrant
- Water Valve
- Water Meter
- Side Walk
- Pad Mount



|   |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
|---|--|--|--|--|------|----------|-------|-----|-------------|-----|----------|----|------------|-----|----------------|--|-----------|--|-----------|--|-----------|--|-----------|--|
| Drawing No.<br><h1 style="margin: 0;">MP2</h1> of 3 Sheets<br>Job No. 1452-2019 | <b>SUBDIVISION MASTERPLAN - UTILITIES</b><br>SPRING LAKES AT THE WOODLANDS<br>WOODLANDS ASSOCIATES, L.L.C.<br>1476 GREENVILLE AVENUE<br>STAUNTON, VIRGINIA 24401 |  |  <b>BLACKWELL ENGINEERING, PLC</b><br>565 East Market Street<br>Harrisonburg, Virginia 22801<br>Phone (540) 812-9555 E-Mail: <a href="mailto:Engineering@BEAON.COM">Engineering@BEAON.COM</a> Fax: (540) 834-7804 | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="font-size: small;">Date</td> <td>NOV 2020</td> </tr> <tr> <td style="font-size: small;">Scale</td> <td>200</td> </tr> <tr> <td style="font-size: small;">Designed by</td> <td>ENG</td> </tr> <tr> <td style="font-size: small;">Drawn by</td> <td>RU</td> </tr> <tr> <td style="font-size: small;">Checked by</td> <td>ENG</td> </tr> <tr> <td style="font-size: small;">Revision Dates</td> <td></td> </tr> <tr> <td style="font-size: small;">26.AUG.20</td> <td></td> </tr> <tr> <td style="font-size: small;">20.FEB.20</td> <td></td> </tr> <tr> <td style="font-size: small;">28.FEB.20</td> <td></td> </tr> <tr> <td style="font-size: small;">15.FEB.20</td> <td></td> </tr> </table> | Date | NOV 2020 | Scale | 200 | Designed by | ENG | Drawn by | RU | Checked by | ENG | Revision Dates |  | 26.AUG.20 |  | 20.FEB.20 |  | 28.FEB.20 |  | 15.FEB.20 |  |
| Date  | NOV 2020   |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| Scale   | 200  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| Designed by   | ENG  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| Drawn by  | RU   |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| Checked by  | ENG  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| Revision Dates  |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| 26.AUG.20   |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| 20.FEB.20   |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| 28.FEB.20   |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |
| 15.FEB.20   |  |  |  |  |      |          |       |     |             |     |          |    |            |     |                |  |           |  |           |  |           |  |           |  |

**CONVENE CLOSED SESSION**

November 23, 2020

(In) MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ VOTE: \_\_\_\_\_

(Out) \_\_\_\_\_

(Certify) \_\_\_\_\_

I move that the Board of Supervisors of Augusta County convene in closed session pursuant to:

- (1) the personnel exemption under Virginia Code § 2.2-3711 (A) (1)**  
 [discussion, consideration or interviews of (a) prospective candidates for employment, or (b) assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific employees]:
  - a) Boards and Commissions: Youth Commission, Economic Development Authority, Ag & Forestal Dist., Planning Commission, , Ag Ind. Brd., Recycling,
  
- (2) the real property exemption under Virginia Code § 2.2-3711 (A) (3)**  
 [discussion of the acquisition for a public purpose, or disposition, of real property]:
  - a) Augusta County Courthouse
  
- (3) the economic development exemption under Virginia Code § 2.2-3711 (A) (5)**  
 [discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of its interest in locating or expanding its facilities in the county]:
  - a) Proposed Office space, flex space, storage facilities, manufacturing facilities, utility and mixed use development