



**Board of Supervisors
County of Louisa
Monday, June 7, 2021
Louisa County Public Meeting Room
5:00 PM**

CALL TO ORDER - 5:00 P.M.

Chairman Babyok called the June 7, 2021 regular meeting of the Louisa County Board of Supervisors to order at 5:00 p.m.

ADMINISTRATIVE ITEMS - 6:00 P.M.

Attendee Name	Title	Status	Arrived
Tommy J. Barlow	Mountain Road District Supervisor	Present	5:00 PM
Fitzgerald A. Barnes	Patrick Henry District Supervisor	Present	5:00 PM
Willie L. Gentry Jr.	Cuckoo District Supervisor	Present	5:00 PM
Eric F. Purcell	Louisa County Supervisor	Present	5:00 PM
R. T. Williams	Jackson District Supervisor	Present	5:00 PM
Duane A. Adams	Mineral District Supervisor	Present	5:00 PM
Robert F. Babyok	Green Springs District Supervisors	Present	5:00 PM

Others Present: Christian Goodwin, County Administrator; Helen Phillips, County Attorney; Jeff Ferrel, Assistant County Administrator; Alexandra McKinley, Executive Assistant/Deputy Clerk; Griff Carmichael, Human Resources Director; Wanda Colvin, Finance Director; Bob Hardy, Information Technology Director; Robert Dubé, Fire & EMS Chief; Robert Gardner, Community Development Director; and Tom Egeland, Planning Associate

CLOSED SESSION

The Board voted to enter Closed Session at 5:00 p.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711 (A) (1) VA Code Ann., to discuss salaries of Fire and EMS employees, deputies, supervisors, and assistant County Attorney;
2. In accordance with §2.2-3711 (A) (7) VA Code Ann., to discuss probable litigation regarding a contract with Care Environmental Corporation, involving real property in the Louisa District, and transportation in the Mineral District where such consultation in open meeting would adversely affect the negotiating posture of the County; and
3. In accordance with §2.2-3711 (A) (19) VA Code Ann., for consultation with legal counsel regarding zoning issue in the Patrick Henry District.

REGULAR SESSION

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to return to Regular Session at 6:04 p.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

Voter	Role	Vote
Tommy J. Barlow	Voter	Yes/Aye
Fitzgerald A. Barnes	Voter	Yes/Aye
R.T. Williams, Jr.	Voter	Yes/Aye
Willie L. Gentry Jr.	Voter	Yes/Aye
Duane A. Adams	Voter	Yes/Aye
Bob F. Babyok, Jr.	Voter	Yes/Aye
Eric F. Purcell	Voter	Yes/Aye

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the following resolution:

WHEREAS, the Louisa County Board of Supervisors has convened a Closed Meeting this 7th day of June 2021, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Louisa County Board of Supervisors that such closed meeting was conducted in conformity with the Virginia Law.

NOW, THEREFORE BE IT RESOLVED on this 7th day of June 2021, that the Louisa County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Louisa County Board of Supervisors.

INVOCATION - MR. ADAMS

Mr. Adams led the invocation, followed by the Pledge of Allegiance.

ADOPTION OF AGENDA

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the June 7, 2021 agenda, as amended, with the following changes:

- Revised the order of public hearings and placed CUP2021-01 at the beginning of the hearing

MINUTES APPROVAL

Board of Supervisors (BOS) - Regular Meeting - May 17, 2021 5:00 PM

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to approve the minutes of the May 17, 2021 meeting.

BILLS APPROVAL

Resolution – To Approve the Bills for the Second Half of May 2021

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board adopted a resolution approving the bills for the second half of May 2021.

CONSENT AGENDA ITEMS

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the Consent Agenda items for June 7, 2021, as follows:

- Resolution – To Approve and Award a Contract for Sheriff's Vehicle Repair and Maintenance Services
- Resolution – Authorizing the Purchase of a Solar Powered Message/Speed Trailer for Sheriff's Office
- Resolution – Authorizing a Budget Supplement to Communications Department for PSAP NG911 Grant Funding
- Resolution – Requesting Speed Signs to be Posted on Brickhouse Road (Route 637) in the Patrick Henry District
- Resolution – Authorizing Robert Hix to Purchase His Service Handgun
- Resolution – To Approve and Award Contracts for Accident and Sickness Insurance Coverage for Louisa County Volunteer Fire and Rescue Agencies
- Resolution – To Approve and Award a Contract for Louisa County Fire & EMS Property and Casualty Insurance
- Resolution – To Approve and Award a Contract for Vehicle Repair and Maintenance Services
- Resolution – Authorizing a Change to the Louisa County Sheriff's Office Vehicle Replacement Capital Project for Fiscal Year 2022
- Resolution – To Approve and Award a Contract for Child Day Care Services

RECOGNITIONS

(None)

PUBLIC COMMENT PERIOD

Mr. Babyok opened the public comment period.

Superintendent Doug Straley, Louisa District, appeared before the Board to thank them for their support to the school division during the 2020/2021 academic year.

Ms. Sarah Marshall, Louisa District, Dominion Energy, to publicly apologize on behalf of Dominion Energy for the storm water management practices that did not prevent runoff from the Belcher Solar Farm that occurred on June 3rd.

With no one else wishing to speak, Mr. Babyok closed the public comment period.

INFORMATION/DISCUSSION ITEMS

Presentation – Virginia Department of Transportation Quarterly Report

Mr. Alan Saunders, Louisa Residency Administrator for the Virginia Department of Transportation (VDOT), presented the VDOT quarterly update, which included an update of projects, construction and maintenance activities, traffic engineering studies, and roads located in

the County.

Presentation – Introduction of New Fire & EMS Employees and Two Lieutenant Promotions

Robert Dubé, Fire & EMS Chief and Ryan Sampson, appeared before the Board to introduce new Fire & EMS employees.

Discussion – Construction of the New Bridge Fire & EMS Station

The Board agreed to select a County owned parcel identified as 1856 New Bridge Road as the site of the New Bridge Fire & EMS Station, as well as authorize the use of capital funds not to exceed \$50,000 for site design.

UNFINISHED BUSINESS

(None)

NEW BUSINESS/ACTION ITEMS

Resolution – Consider & Consent to Additional Parcels to be Included in the Trevilian Station AFD Proposed District

On May 28, 2021 the Community Development Department received an application from Stephen and Kimberly Warner for the addition and inclusion of two (2) additional parcels in the proposed Trevilian Station Agricultural and Forestal District scheduled for public hearing with the Board of Supervisors on June 7, 2021.

Staff has reviewed the application for addition and it appears to meet all criteria for inclusion in the proposed Trevilian Station Agricultural and Forestal District.

The State Code of Virginia, Section 15.2-4307 states in summary that adjoining property owners shall be notified by first class mail and such notice shall include certain language; including the following, in part "any owner of additional qualifying land may join the application within thirty days from the date of the notice; or, with the consent of the local governing body, at any time before the public hearing the local governing body must hold on the application."

On the motion of Mr. Williams, seconded by Mr. Purcell, which carried by a vote of 7-0, the Board voted to authorize the consent to the inclusion of the application received for addition to the Trevilian Station Agricultural and Forestal District for public hearing, submitted by Stephen and Kimberly Warner, as indicated below:

<u>OWNER'S NAME</u>	<u>TAX MAP PARCEL #</u>	<u>ACREAGE</u>
Warner, Stephen & Kimberly	22-30	25.02
Warner, Stephen & Kimberly	22-31	24.71

REPORTS OF OFFICERS, BOARDS AND STANDING COMMITTEES

Committee Reports

Mr. Gentry took a moment to elaborate on the recent investigations with Jaunt.

Board Appointments

On the motion of Mr. Adams, seconded by Mr. Purcell, which carried by a vote of 7-0, the Board voted to make the following appointments:

- Appointed Alayna Whitlock to the At-Large position on the Parks and Recreation Advisory Committee; and
- Appointed Ms. Gloria Pope to the Commission on Aging to represent the Patrick Henry District.

County Administrator's Report

Mr. Goodwin reported that there were several monthly reports and items of correspondence in the Board packet and reminded the Board of several upcoming events.

PUBLIC HEARINGS**CUP2021-01 Sheila Thurston Conditional Use Permit****Resolution – Approving CUP2021-01 Sheila Thurston Conditional Use Permit**

Mr. Egeland, Planning Associate for Louisa County, appeared before the Board to provide a brief overview on CUP2021-01. Sheila Thurston & Austin L. Thurston requests the issuance of a Conditional Use Permit for an Assisted Living Facility and Private School in accordance with Section 86-154. Permitted Uses - With Conditional Use Permit in the Agricultural (A-2) zoning district.

At a regular meeting of the Louisa County Planning Commission held May 13, 2021, the Planning Commission voted to forward a recommendation that the public necessity, convenience, general welfare, or good zoning practice compels it to make the recommendation of approval to the Louisa County Board of Supervisors on the request for the issuance of a Conditional Use Permit for an Assisted Living Facility and Private School in accordance with Section 86-154. Permitted Uses - With Conditional Use Permit in the Agricultural (A-2) zoning district with the following conditions:

1. The maximum number of residents in the assisted living facility shall not exceed 8 persons.
2. Existing landscaping shall remain and be properly managed to create a visual screening buffer for adjacent property owners.
3. All sign(s) require a sign permit in accordance with the Louisa County Sign regulations.
4. All design and use of exterior lighting shall comply with the International Dark-Sky Association and labeled as such on the site plan sketch (Exhibit F).
5. Should land disturbance meet or exceed 10,000 square feet of area an erosion, sediment control plan must be prepared and submitted to the County for review and approval.

6. Before the start of operation the property owner will obtain approvals from the Louisa County Community Development Department, the Virginia Department of Transportation, and the Virginia Department of Health, etc., as necessary.
7. The applicant will be required to receive administrative site plan or site plan exception approvals, if necessary.
8. Should the uses for which this conditional use permit is granted cease to exist on site the double wide structure must be removed at the owners expense within six months of vacation, or the owner must receive or be in the process of receiving approval for another use.
9. No music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating therefrom shall violate any provision of Chapter 51-Noise of the County Code.
10. The Board of Supervisors or their designated representative shall have the right to inspect the site at any reasonable time without prior notice
11. Violation of any conditions contained herein shall be grounds for revocation of the Conditional Use Permit.

The Board opened the floor for the applicant/owner to speak.

Mr. Thurston appeared before the Board to talk about the application and the intent behind the conditional use permit. She took a brief moment to thank staff for their time and consideration as she went through the application process.

Mr. Babyok opened the public hearing.

Mr. Goodwin read off some letters of support that were received. (See Appendix A).

With no one wishing to speak, Mr. Babyok closed the public hearing and brought it back to the Board for discussion.

On the motion of Mr. Barnes, seconded by Mr. Barlow, which carried by a vote of 7-0, the Board voted to approve the issuance of a Conditional Use Permit for an Assisted Living Facility and Private School in accordance with Section 86-154. Permitted Uses - With Conditional Use Permit in the Agricultural (A-2) zoning district with the conditions listed above.

Resolution – Approving the Six-Year Plan for Secondary Road System Construction in Louisa County, Virginia

Section 33.2-331 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation (VDOT) in developing a Six-Year Plan for Secondary Roads. The Board of Supervisors had previously agreed to assist in the preparation of this Plan, in accordance with VDOT policies and procedures, and participated in a public hearing on the proposed Plan as well as the Construction Priority List on May 4, 2020, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority

List.

Mr. Alan Saunders appeared before the Board to go over the Six-Year Plan for Secondary Roads (2021/2022 through 2026/2027) and the Construction Priority List (2021/2022) for Louisa County. He noted there are two versions provided for the Board's consideration and the difference between them are an allocation of \$98,000 for 2027 to Route 647 (Harts Mill Road), identified as Version 1, versus a \$108,000 allocation to Route 647 (Harts Mill Road) with no second line item for rural additions, identified as Version 2.

Back and forth discussion ensued between the Board and Mr. Saunders regarding the difference between the two versions and what led them to those recommendations; the costs associated to bring a street into the state system; and details on state specifications to bring a road into the system.

The Board carefully weighed the comments of VDOT as to the condition and importance of various secondary roads in the County.

Mr. Babyok opened the public hearing. With no one wishing to speak, Mr. Babyok closed the public hearing and brought it back to the Board for discussion.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to approve Version 1 of the Six-Year Plan for Secondary Roads (2021/2022 through 2026/2027) and the Construction Priority List (2021/2022) for Louisa County.

Resolution – Approving the Sale of Surplus Real Property in the Patrick Henry District

Louisa County, Virginia owns a parcel of real property in the Reedy Creek community in Louisa County, Virginia, consisting of approximately 32 acres of land, further identified as Tax Map Parcel 67-28A. This same parcel of land has been determined to be no longer useful and necessary to Louisa County. Said property can be sold for a reasonable sum; the proceeds of which will be deposited into the County's General Fund for the benefit of all County residents.

By the authority granted to a locality in Va. Code Ann. §15.2-1800, and subsequent the public hearing required by §15.2-1800(B), the Louisa County Board of Supervisors has determined that the sale of this surplus real property furthers the general health, safety, and welfare of its citizens.

Mr. Babyok opened the public hearing.

Mr. Michael Breen, Patrick Henry District, appeared before the Board to talk about the proposed sale of 32 acres donated to Louisa County for future development. He brought up the communities opposition to random use and wood cutting of the track of land bordering Carter Lane. He provided the Board with a petition signed by 38 members of the Reedy Creek community that expressed concerns with the sale of property and the potential use.

Back and forth discussion ensued between members of the Board and Mr. Breen about proposed development on the property.

Ms. Aretha Smith, Patrick Henry District, noted that there are at least four homeowners that would not sign the petition circulated by the HOA. She spoke in favor of the sale of proposed property to someone who would like to build a home.

With no one else wishing to speak, Mr. Babyok brought it back to the Board for discussion.

On the motion of Mr. Barnes, seconded by Mr. Purcell, which carried by a vote of 7-0, the Board voted to declare said real estate parcel as surplus, and approves it be advertised for sale and sold to the party making the highest offer contingent on a resolution of the Louisa County Board of Supervisors approving the sale.

The Board also directed staff to work on potential uses for the property and bring it back to a later meeting for consideration.

Resolution – An Ordinance to Create the Commercial Property Assessed Clean Energy (C-PACE) Financing and Resiliency Program

On June 7, 2021 after a duly noticed public hearing, the Board of Supervisors of Louisa County determined the C-PACE ordinance will facilitate loans made by capital providers to borrowers to finance renewable energy production and distribution facilities, energy efficiency improvements, water usage efficiency, resiliency and storm water management improvements.

This C-PACE ordinance will become effective on July 1, 2021.

Mr. Babyok opened the public hearing. With no one wishing to speak, Mr. Babyok closed the public hearing and brought it back to the Board for discussion.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to enact the proposed Chapter 72 entitled “Commercial Property Assessed Clean Energy (C-PACE) Financing and Resiliency Program” as attached, be added to the Louisa County Code and it shall become effective July 1, 2021.

Ordinance – To Amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to Create the Trevilian Station Agricultural and Forestal District

An application was received by the Community Development Department to amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to create the Trevilian Station Agricultural and Forestal District, as follows:

<u>OWNER'S NAME</u>	<u>TAX MAP PARCEL #</u>
Trevilian Station Battlefield	24-23, 21-122, 23-139, 24-33, 24-15, 23-136, 24-2, 24-14, 24-133, 23-135, 24-13, 24-1, 24-3, 23-138, 24-16, 24-134, 24-123, 23-56, 24-124, 24-27, 24-28, 24-119, 24-4, 23-137, 24-33, 24-38, 23-140A, 23-140, 23-146, 23-141
American Battlefield Trust	24-10-A
Civil War Preservation Trust	24-10-B, 24-10-B1, 25-84, 23-133, 24-21
Chisholm, Margaret Ann	23-7, 23-10-B
Silberman, Michael J & Carolyn W	22-19, 22-20, 22-21, 22-23
Davis, Margie D & Michael C	22-17, 22-18, 37-21, 37-22, 37-23
Johnson, Wade G Jr.	23-41

Louisa Hills Inc.	12-13, 12-43
Howland, Mark Douglas & Elizabeth Doniphan Purcell	22-26, 22-32
McLaughlin, Sadie T	24-142
Green Springs Timber LLC	23-143, 23-144, 23-145, 11-48
Fitzsimmons, Frederick G & Robin	25-31, 25-32
Wagner, Brian D & Marjorie	37-24
Dietrich, Susan J.	23-15, 23-9

The Agricultural, Forestal and Rural Preservation Committee met on March 24, 2021 and voted to forward a favorable recommendation to the Planning Commission on the creation of the Trevilian Station Agricultural and Forestal District.

The Planning Commission held a public hearing on May 13, 2021 and voted to forward a recommendation of approval to the Board of Supervisors for the creation of the Trevilian Station Agricultural and Forestal District.

Mr. Babyok opened the public hearing.

Mr. Jim Riddell, Mineral District and Chairman of the Ag/Forestal & Rural Preservation Committee, spoke briefly about the Trevilian Station and Green Springs AFD applications and noted the Ag/Forestal & Rural Preservation Committee has forwarded a recommendation of approval for both applications. He took a moment to thank the Board for their effort in revamping the Ag/Forestal & Rural Preservation Committee in hopes to protect agricultural and forestal land in the County.

Mr. Gerald Harlow, Green Springs District, appeared before the Board to ask for their approval of the Trevilian Station Ag/Forestal District application.

With no one else wishing to speak, Mr. Babyok closed the public hearing and brought it back to the Board for discussion.

Comments and questions were addressed by the Board regarding the parcels that requested to be placed into the Trevilian Station Ag/Forestal District; and how many visitors take advantage of the trails at the Trevilian Station Battlefield, which were answered by Mr. Harlow.

Mr. Harlow noted that a road sign marker for the battlefield was knocked down and the Virginia Department of Historic Resources has taken ownership of the sign. He said the organization has made several attempts to obtain the marker so it can be placed on the property, but the Department of Historic Resources will not honor their request.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to approve the request to amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to create the Trevilian Station Agricultural and Forestal District, as follows:

<u>OWNER'S NAME</u>	<u>TAX MAP PARCEL #</u>
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Trevilian Station Battlefield	24-23, 21-122, 23-139, 24-33, 24-15, 23-136, 24-2, 24-14, 24-133, 23-135, 24-13, 24-1, 24-3, 23-138, 24-16, 24-134, 24-123, 23-56, 24-124, 24-27, 24-28, 24-119, 24-4, 23-137, 24-33, 24-38, 23-140A, 23-140, 23-146, 23-141
American Battlefield Trust	24-10-A
Civil War Preservation Trust	24-10-B, 24-10-B1, 25-84, 23-133, 24-21
Chisholm, Margaret Ann	23-7, 23-10-B
Silberman, Michael J & Carolyn W	22-19, 22-20, 22-21, 22-23
Davis, Margie D & Michael C	22-17, 22-18, 37-21, 37-22, 37-23
Johnson, Wade G Jr.	23-41
Louisa Hills Inc.	12-13, 12-43
Howland, Mark Douglas & Elizabeth Doniphan Purcell	22-26, 22-32
McLaughlin, Sadie T	24-142
Green Springs Timber LLC	23-143, 23-144, 23-145, 11-48
Fitzsimmons, Frederick G & Robin	25-31, 25-32
Wagner, Brian D & Marjorie	37-24
Dietrich, Susan J.	23-15, 23-9
Warner, Stephen & Kimberly	22-30
Warner, Stephen & Kimberly	22-31

At the conclusion of the discussion, Mr. Gentry formally requested that staff work with the Department of Historic Resources and see if the County can try and get the marker to the Trevilian Station Battlefield.

Ordinance – To Amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to Amend the Existing Green Springs Agricultural and Forestal District

An application was received by the Community Development Department to amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to amend the existing Green Springs Agricultural and Forestal District to include the following parcels:

<u>OWNER'S NAME</u>	<u>TAX MAP PARCEL #</u>
Betty Talley	37-13, 38-98A
Cobham Hunt Club	20-64, 20-65
David O'Leary	37-8
Eric Moeller	36-20, 36-21
Gilleland Investments LLC	35-11-A, 35-16, 35-17, 35-6, 35-77, 35-78, 35-80, 35-81, 35-82, 35-83, 35-84, 35C-1-14, 35C-1-15, 35C-1-16, 35C-1-17, 35C-1-18
Green Springs Timber LLC	20-172; 35-6A; 35-85; 35-85A, 35-85B
Grosvenor Merle-Smith	52-91
Harris, Vasco Calvin and Bonnie W	35-3, 35-4

Lee Rosson	38-101, 38-103, 38-104, 38-105, 38-106, 38-48, 38-49
Michael McCaffrey	37-29A
Michael Nickle	38-24, 38-27-5
Quaker Hill Farm LLC	36-1, 38-108, 38-17, 38-20, 38-30, 38-31, 38-31A, 38-32, 38-50, 38-51, 38-76, 38-78, 38-79, 38-80, 38-84, 38-85, 38-86, 38-87, 38-88, 38-89, 38-90, 38-91, 54-3, 54-4, 54-6
William Shaw	35-6-1, 35-6-2

The Agricultural, Forestal and Rural Preservation Committee met on March 24, 2021 and voted to forward a favorable recommendation to the Planning Commission to amend the existing Green Springs Agricultural and Forestal District.

The Planning Commission held a public hearing on May 13, 2021 and voted to forward a recommendation of approval to the Board of Supervisors to amend the existing Green Springs Agricultural and Forestal District.

Mr. Babyok opened the public hearing. With no one wishing to speak, Mr. Babyok brought it back to the Board for discussion.

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to approve the request to amend Section 86-501 Districts Described of Chapter 86 Land Development Regulations to amend the existing Green Springs Agricultural and Forestal District by including the following properties:

<u>OWNER'S NAME</u>	<u>TAX MAP PARCEL #</u>
Betty Talley	37-13, 38-98A
Cobham Hunt Club	20-64, 20-65
David O'Leary	37-8
Eric Moeller	36-20, 36-21
Gilleland Investments LLC	35-11-A, 35-16, 35-17, 35-6, 35-77, 35-78, 35-80, 35-81, 35-82, 35-83, 35-84, 35C-1-14, 35C-1-15, 35C-1-16, 35C-1-17, 35C-1-18
Green Springs Timber LLC	20-172; 35-6A; 35-85; 35-85A, 35-85B
Grosvenor Merle-Smith	52-91
Harris, Vasco Calvin and Bonnie W	35-3, 35-4
Lee Rosson	38-101, 38-103, 38-104, 38-105, 38-106, 38-48, 38-49
Michael McCaffrey	37-29A
Michael Nickle	38-24, 38-27-5
Quaker Hill Farm LLC	36-1, 38-108, 38-17, 38-20, 38-30, 38-31, 38-31A, 38-32, 38-50, 38-51, 38-76, 38-78, 38-79, 38-80, 38-84, 38-85, 38-86, 38-87, 38-88, 38-89, 38-90, 38-91, 54-3, 54-4, 54-6
William Shaw	35-6-1, 35-6-2

ADJOURNMENT

The Board voted to enter Closed Session at 8:00 p.m. for the purpose of discussing the following:

1. In accordance with §2.2-3711 (A) (1) VA Code Ann., to discuss salaries of Fire and EMS employees, deputies, supervisors, and assistant County Attorney

REGULAR SESSION

On the motion of Mr. Barnes, seconded by Mr. Williams, which carried by a vote of 7-0, the Board voted to return to Regular Session at 8:55 p.m.

RESOLUTION - CERTIFICATION OF CLOSED SESSION

Voter	Role	Vote
Tommy J. Barlow	Voter	Yes/Aye
Fitzgerald A. Barnes	Mover	Yes/Aye
R.T. Williams, Jr.	Seconder	Yes/Aye
Willie L. Gentry Jr.	Voter	Yes/Aye
Duane A. Adams	Voter	Yes/Aye
Bob F. Babyok, Jr.	Voter	Yes/Aye
Eric F. Purcell	Voter	Yes/Aye

On the motion of Mr. Williams, seconded by Mr. Barnes, which carried by a vote of 7-0, the Board voted to adopt the following resolution:

WHEREAS, the Louisa County Board of Supervisors has convened a Closed Meeting this 7th day of June 2021, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, §2.2-3712 of the Code of Virginia requires a certification by the Louisa County Board of Supervisors that such closed meeting was conducted in conformity with the Virginia Law.

NOW, THEREFORE BE IT RESOLVED on this 7th day of June 2021, that the Louisa County Board of Supervisors does hereby certify that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting was heard, discussed or considered by the Louisa County Board of Supervisors.

ADJOURNMENT

On the motion of Mr. Barnes, seconded by Mr. Williams, which carried by a vote of 7-0, the Board voted to adjourn the June 7, 2021 regular meeting at 8:55 p.m.

BY ORDER OF:
ROBERT F. BABYOK, JR., CHAIRMAN

BOARD OF SUPERVISORS
LOUISA COUNTY, VIRGINIA

03/27/21

To whom it may concern,

I am writing you this letter of recommendation for Sheila Thurston and Diane Artis. I was employed through Mrs. Nancy R. Donald for her husband who was under hospice care. Sheila was the medical advocate and Diane was a caregiver. Both ladies always went above and beyond their call of duty when it came to our client and us fellow employees. They taught me so much while I was employed and would be amazing teachers. To begin with, I think that when it comes to the health care field, we are very lacking as far as good CNA's who are compassionate towards the ones who need our care. I think it all starts with the classroom and how a student is taught. One thing I have noticed since getting into the health care field is that all of the classrooms are so far away from rural areas. Louisa county needs a place that students can learn a trade and not have to travel so far. I will hopefully be their first student. Thank you for your time.

Thank you,

Michelle Fuller

Lori Fawley Hernandez

937 South Spotswood Trail
Louisa, VA 23093
(540) 872-1952
radford504@gmail.com

April 5, 2021

Board of Supervisors

1 Woolfolk Avenue
Louisa, VA 23093

Dear Board of Supervisors,

I am writing this letter for Sheila and Austin Thurston for the purpose of a conditional use permit at their property 961 South Spotswood Trail, Louisa, Virginia. I have been the adjacent next door neighbor to The Thurston's for the last 13 years. We feel very blessed to be their neighbors. The Thurston's are kind, hard working, considerate and embody the principle of treating others how you would want to be treated. We once had to execute repairs on our own property that infringed upon theirs leaving deep ruts in their yard from construction equipment. In apology, we gave them a card and included a gift card for a meal at a local restaurant. The Thurston's politely returned the gift card to us and would not accept it, because "that's what neighbors do", they help each other. We recommend without reservation moving forward with their conditional use permit to open a training facility for CNA's and PCA's and later an assisted living facility on their property. We don't anticipate nor do we perceive any negative impact to our property or the community as a result of this permit or business. We can only see the positive impact that this will have on our community.

Sincerely,

Lori Hernandez



REEDY CREEK PROPERTY OWNERS' ASSOCIATION, INC.

Date: June 7, 2021

To: Louisa County Board of Supervisors

From: Michael J. Breen, VP

Topic: Proposed Sale of 32 Acres Donated to Louisa County for Future Site of an Elementary School

Date: June 7, 2021

Greetings, members of the Louisa County, VA, Board of Supervisors. I thank you for the opportunity to speak before the full Board regarding the proposed sale of a parcel of 32 wooded acres that abuts the rear lot lines of 14 homes built along the western side of Carter Lane in Section III of the Reedy Creek community.

I am Mike Breen. I served as the VP and then as President of the Reedy Creek Property Owners' Association in 2015 and 2016. I am serving as the Vice President in both 2020 and in 2021. I am the representative for Section III which consists of 38 homes that front Carter Lane and Flint Place.

I retired in 2006 and moved into a rental on Carter Lane while Ryan Homes was building our home on Carter Lane in the Reedy Creek subdivision created in 2004. The Reedy Creek community, when completed later this year will consist of single family homes built on 146 two-acre to five-acre lots in 3 sections along 7 VDOT roads totaling 3.1 miles in length in the south-central section of Louisa County north of Ferncliff in the Patrick Henry Magisterial District.

My wife and I chose to build here in Louisa County because Carter Lane dead-ended into two cul-de-sacs. A no through-traffic street. No outlet. A safe place for residents to walk and for our children and pets to play. The residents living in the 36 Ryan homes built in 2006 and 2007 plus the 2 Liberty homes built in 2020 and facing Carter Lane (37) and Flint Place (1) enjoy a serene streetscape devoid of drive-through traffic and noise. It is not a gated limited access community like Spring Creek but for us it is our piece of heaven.

I am here today to testify generally on behalf of the Reedy Creek Property Owners' Association but more specifically on behalf of the residents of Section III who have sent to me their lists of concerns about the proposed sale. This parcel borders the rear boundaries of 14 home lots on the west side of Carter Lane. But all 38 residents on Carter and Flint share a common concern about the potential adverse impacts of the proposed sale. *Present petition here.*

My understanding of the history of the 32-acre parcel is that it was a plot of land donated for free at no outyear cost and without stipulations to Louisa County to site the planned construction of an elementary school to serve the children of residents of the growing south end of the county. However, Moss-Nuckols Elementary School was later constructed on a plot of land facing Courthouse Road at Hollands Creek Road.

The Louisa County GIS map depicts broken hash marks indicating a future "entry" from the top of the cul-de-sac on Flint Place into the 32 acres. The 1984 version of the Ferncliff USGS Map depicts a 500-foot elevation plateau in the middle of the parcel but steep tight contour lines indicate that to access the parcel a bridge would likely need to be constructed over a steep ravine just beyond the future "entry" at the top of Flint Place. Waters from another section of the Reedy Creek flow into this ravine. The VDOT drainage ditches along Flint Place from Carter Lane to the top of the cul-de-sac front Lot 124 on the south side and Lot 125 on the north side. The two privately-owned lots share a common lot line at the top of the cul-de-sac.

The PRIMARY concern of the majority of owners of the 37 lots along Carter Lane and the one home facing Flint Place is the fear that the 32 acres would be sold to a timber company and that the land would be stripped of its tall red and white oak trees and turned into a moonscape and eyesore like some remote rural areas accessible via the back roads of Louisa County.

We hope that each of you Board members can take a moment to envision in your mind the homesite that you live on with a barren moonscape all around your lovely home. If you are golfers, think of the fairways of Spring Creek Golf Course being stripped of the trees that line them. All of us who have invested our savings in building 38 beautiful homes with immaculate landscaping fear that our way of life, our serenity, and the value of our real estate would be forever adversely impacted by the stripping of the dense native-species forest that sits on the 32 acres. In the past month, two homes, the one facing Flint Place and another facing the cul-de-sac at the end of Carter Lane, recently sold for the listed asking prices of \$399,900 within 24 hours of being listed.

If indeed you are sincere about selling the Residential General (R-2) zoned 32 acres to one owner who intends to clear just enough of the trees for an access road and homesite for a single family home and small outbuildings, we would be totally pleased.

If you collectively were to vote to do otherwise, we would perceive this action as an apparent lack of a "strategic vision" for growing Louisa County into an attractive place for future homeowners to settle. If the 32 acres were indeed sold to a timber interest and the land stripped of its trees, we feel that our property values would plummet and that each homeowner would need to seek new and reduced real property appraisals. Currently, each of the 38 homeowners pays on average about \$2,500 a year in real property taxes to the Treasurer of Louisa County.

If the 32 acres were indeed to be sold, against our stated objections, to a timber interest, our greatest fear would be the use of Flint Place and Carter Lane for heavily-laden logging trucks to take loads of 10-foot-long logs to a mill for processing. Our 15-year-old paved-surface roads are a part of the VDOT inventory but we feel that the paved surfaces and macadam underlay of Carter Lane and Flint Place were not built to the same VDOT standards for high traffic heavy volume arterial roads. If that were to prove true, we fear that the use of our roads would break up the paved surfaces mercilessly. Also, we would be opposed to the mud and dust that would be tracked onto the surfaces of our roads and washed into VDOT's drainage ditches. Our roads are not arterial roads. They are subdivision roads lined with 38 homes. We have residents who walk on our roads and children and pets that play on our roads. The risk of a logging truck striking a child, pet, bicycle rider, walker, jogger, or a homeowner's vehicle would conflict with the peace, quiet and serenity of our community for the past 15 years.

We propose that the Board consider a couple of other options.

One option would be to keep the land in reserve for future development by Louisa County's Department of Recreation and Parks of a park to serve the residents of the south-central area of Louisa County.

Another option would be to transfer title of the 32 acres, at no or low cost to the Reedy Creek POA, Inc., for the more immediate volunteer-supported development in partnership with Louisa County's Dept of Recreation and Parks of a nature preserve consisting solely of walking trails accessible only by foot from the cul-de-sac at the top of Flint Place.

A third option would be for the county or the POA to partner with the Nature Conservatory to buy at no or low cost the 32 acres as a conservation easement/set-aside area to protect native flora and fauna including the oak trees and the wildlife that call the 32 acres their home. We love seeing wild birds, deer, bear, squirrels, raccoons, fox, snakes, mice, wood rats, etc., that inhabit the 32 acres. We would prefer that they stay put in the forest vs. migrating into our yards.

The above options would save the trees from being harvested and the land from being despoiled. They would also protect the purity of the waters that flow from this land into its ravines, exiting into the Reedy Creek basin which feeds into the South Anna River and eventually into the Chesapeake Bay.

If you were to decide to sell the land to a single owner, we would want stipulations to be placed on the land to ensure that it remains zoned R-2 forever and is not later rezoned for commercial logging activities. We would want a stipulation that only one single family home be sited on the 32 acres along with outbuildings such as a garage, modestly-sized barn and/or shed. We would want a stipulation that the acreage not be used commercially or industrially in the pursuit of any type of business especially for the parking and/or maintenance of construction vehicles, machinery, dump trucks and tractor trailer sized trucks. We need this stipulation in order to preclude the use of Carter Lane and Flint Place for driving this type of equipment into and out of our residential neighborhood in the outyears.

If you were to decide to allow the land to be timbered, we would feel obliged to ask the Board to consider placing a stipulation to ensure that an ½-acre wide stand of existing trees is retained as a buffer along the common rear property boundaries for Lots 114 thru 127 in the Reedy Creek subdivision. We would want the timbered land restored by reforestation with a variety of native species of flora and NOT with a farm of commercial pines that could be subjected to re-harvesting in outyears. We would want any transport of logs to take place via the dirt portion of Lands End Road which would mean that the owner would have to lease a temporary easement from the W. Earle Crank Estate through which the existing dirt road runs 2 miles from the paved Lands End Road near its Carter Lane SE terminus all the way to its NE terminus onto private gravel roads in the Lakeview Subdivision accessible from E. Jack Jouett Road. This would require that the logging interests invest in upgrading the macadam and drainage of the dirt portion of Lands End Road to support the weight of the trucks. The administrator of the W. Earle Crank Estate is Linda Fontaine, 2401 Canterbury Drive, Cambridge, MD 21613.

We would expect that all logging activities conform to the county's morning noise ordinance. No noise from tree cutting and the driving of logging trucks starting before 8 a.m., especially during the school year when LCPS school buses are on our streets before 8 a.m. No noise from tree cutting and trucks after 3 p.m. so that the residents and their school-aged children can enjoy the quiet and safety of our neighborhood. School buses drop off our children starting at 3:20 p.m. on school days.

We would expect that logging interests not cut down and remove trees rooted on the hillsides of the steep ravine through which the waters of the Reedy Creek flow. We would expect that silt fencing be used extensively to prevent disturbed soils from being washed by rainwaters into local streams.

We would expect inspectors from Louisa County's Community Development Office and foresters from the VA Dept of Forestry provide oversight, monitoring and enforcement of all logging activities to ensure that there is complete compliance and no "oh-no" excuses for noncompliance. We would expect impositions of severe high dollar fines to make sure that the timber and logging interests do indeed comply.

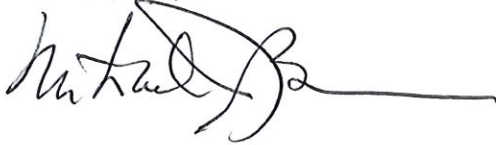
We would expect that the logging project plan be submitted to VA Department of Environmental Quality, the Federal Environmental Protection Agency and the US Army Corps of Engineers to make sure that all activities comply with State and Federal statutes. We would expect that an economic impact study and analysis be conducted, reviewed and approved by the County Attorney's Office in advance of starting a timber removal operation. We would expect that Louisa County require the owner of the 32 acres as well as any subcontracted timber and logging interests to file performance bonds to ensure that future remediation costs be covered to fix anything including VDOT roads determined later to be damaged from such activities.

From a strategic planning standpoint, does Louisa County have any leverage once the project ends to obtain outyear payments for damages done? Do you require the posting of a bond? How long does the bond coverage last?

If we witnessed activities that we felt were detrimental to the quiet and safety of our residents and/or were violative of VA and Federal laws, we would be obliged to file a lawsuit for an injunction to halt or suspend all logging activities.

The speed limit is posted at 25 mph. Drivers of logging rigs would need to know that we are quite serious about their conforming to the posted speed limit.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Michael J. Breen", with a long horizontal flourish extending to the right.

Michael J. Breen

MOTIVES FOR SIGNING OUR CARTER LANE, FLINT RD. PETITION

- 1) OPPOSITION TO RANDOM USE AND WOOD CUTTING OF THE TRACK OF LAND BORDERING CARTER LANE WHEN SOLD**
- 2) PREVENTION OF TRUCK TRAFFIC ON CARTER LANE BY CONSTRUCTING AN ALTERNATIVE DIRT ROAD LEADING INTO THE BACK OF LANDSEND ROAD**
- 3) POSSIBLE BUYER/DEVELOPER SHOULD BE INFORMED OF RESPECTING OUR ENVIRONMENT WITH LIMITING CLEAR CUTTING OF THE WOOD AND LEAVING AT LEAST 20% INTACT NEAR THE BORDER LINES (SEE EXAMPLE IN CARTER LANE HOUSING DEVELOPMENT IN REEDY CREEK)**
GOOGLE TIME LAPSE SHOWS MORE THAN 25% OF TOTAL FOREST IN LOUISA COUNTY (need to verify exact facts on this!) HAS BEEN CUT/REMOVED IN THE LAST 15 YEARS.
- 4) WE NEED TO SET AN EXAMPLE HERE AND BE A VOICE OF CHANGE SO THAT FUTURE GENERATIONS CAN ENJOY CLEAN AIR AND WATER.**
- 5) HOW URGENT IS THE CASH NEED FOR THE COUNTY AND ARE THERE OTHER WAYS TO SOLVE THAT PROBLEM?**

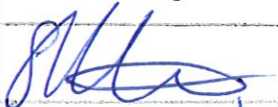
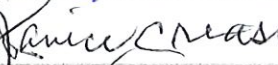
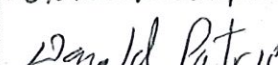
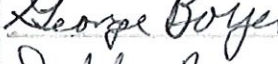
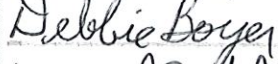
**PREVENT UNNECESSARY LOSS OF NATURAL ENVIRONMENT AND OVERUSE OF
CARTER LANE, REEDY CREEK SUBDIVISION, IN CASE OF SALE OF 32 ACRES NEAR
FLINT AND CARTER LANE BY LOUISA COUNTY BOARD OF SUPERVISORS.**

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OUR PETITION MAY 2021

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CARTER LANE, REEDY CREEK SUBDIVISION, IN CASE OF SALE OF 32 ACRES NEAR
FLINT AND CARTER LANE BY LOUISA COUNTY BOARD OF SUPERVISORS.

Please read attached info and sign this with your name and address/email/phone

	Signature	Full Name	Mail Address	Email/Phone number	Comment
8		Sophie Hacken	464 Carter Lane	540-967-2387	
9		Lavahn Hoh	473 Carter	540-967-5737	
10		JANICE CREASY			
11		Jennifer Myer	297 Carter Lane	540-284-3218	May attend meeting 6/7?
12		Dana Byram	271 Carter Ln.	540-603-8751	
13		Donald Smith	682 Carter	540-223-5553	May attend meeting 6/7
14		Wari Phelps	682 Carter Lane	540-967-1985	
15		Donald Patrick	187 Carter Ln.		
16		Michael Breen	131 Carter Lane	mjbreen2@gmail.com	Meeting!
17		GEORGE BOYER	CARTER LA	540-967-4870	100 -
18		Deborah Boyer	Carter LA		
19		Anita B Swift	75 Carter Lane	anitaswift44@yahoo.com	-
20		Gray Grossman	402 Carter Ln	434-284-1384	-
21		Sarah Jackson	84 Carter Ln	434-962-0155	
22		Bill Jackson	84 Carter Ln	434-962-3176	
23		Justin Coleman	327 Carter Ln	804 398 0060	
24		Charles Dillard	315 Carter Ln	540-748-2633	man

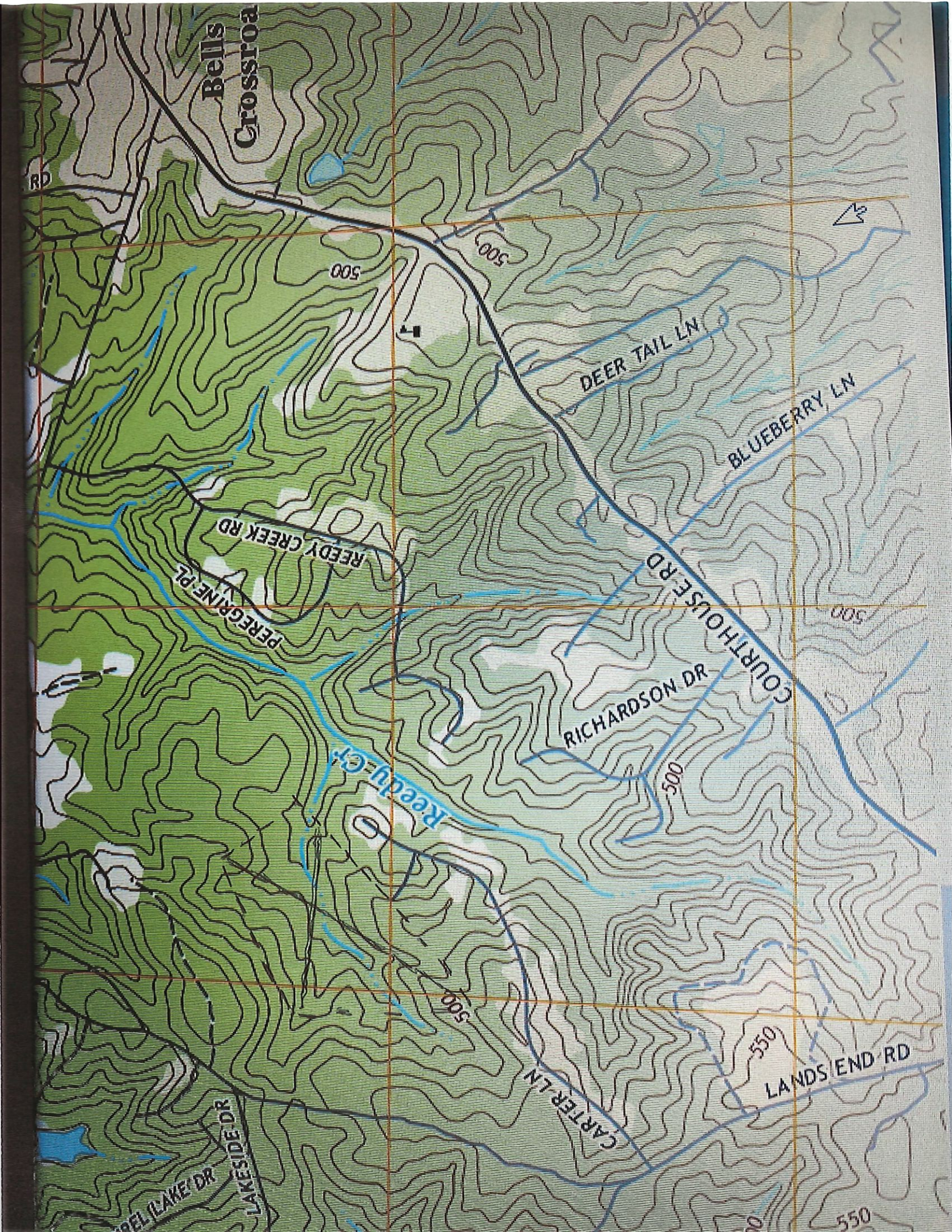
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Please read attached info and sign this with your name and address/email/phone

	Signature	Full Name	Mail Address	Email/Phone number	Comment
25	Victoria P.	Victoria P.C.	564 Carter Ln - Louisa VA.		
26	Andrew Sides	Andrew Sides	63 Flint Pl Louisga, VA	704-458-1359	
27	Emily Sides	EMILY SIDES	63 FLINT PL LOUISA, VA	EMILY.SIDES@GMAIL.COM 704-458-2048	
28	Robert See	ROBERT SEE	735 CARTER LN	540-967-9952	
29	Lisa Frazier	Lisa Frazier	746 Carter Ln Louisga, VA 23093	540-223-2962	
30	Paul Frazier	Paul Frazier	746 Carter Ln Louisga Va 23093	540-223-2962	Email: frazier paul@gmail.com
31	Anselmo P.	Anselmo P.	564 Carter Ln - Louisa VA	540 406 2378	
32	Francisca Jimenez	Francisca Jimenez	671 Carter lane	703) 581-4658	
33	Carl Shubert	Carl Shubert	716 Carter lane	585-4104423	Carl.Shubert@yahoo.com
34	Alfred Waddell	ALFRED WADDELL	514 CARTER LANE	540-967-2885	
35	Linda Waddell	LINDA WADDELL	514 CARTER LANE	540-967-2885	} meeting 6/7
36	Toni Saul	Toni SAUL	215 CARTER LN	540-967-0387	
37	Tedra Richardson	Tedra Richardson	274 Carter Lane	540-718-4343	
38	Rachael Freeman	Rachael Freeman	370 Carter Lane	434-466-3616	
39	Coby Helman	Coby Helman	370 Carter Lane	434 466 4183	



Bells
Crossroad



DEER TAIL LN

BLUEBERRY LN

REEDY CREEK RD
PEREGRINE PL

COURTHOUSE RD
RICHARDSON DR

Reedy Cr

LANDS END RD

CARTER LN

LAKE LAKE DR
LAKESIDE DR