

BOARD OF SUPERVISORS MINUTES

OCTOBER 25, 2016

At a regular meeting of the Orange County Board of Supervisors held on Tuesday, October 25, 2016, beginning at 5:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: Lee H. Frame, Chairman; S. Teel Goodwin, Vice Chairman; R. Mark Johnson; James K. White, and James P. Crozier. Also present: R. Bryan David, County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: ADOPTION OF AGENDA

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the agenda, as modified. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: SPECIAL PRESENTATIONS AND APPEARANCES

RE: PRESENTATION OF A PROCLAMATION FOR RED RIBBON WEEK

Chairman Frame read the Proclamation for Red Ribbon Week and presented a signed, framed copy to Mr. Josh Cruz with the LCpL Caleb Powers Young Marines.

RE: VIRGINIA DEPARTMENT OF TRANSPORTATION QUARTERLY UPDATE

E. Alan Saunders, Louisa Resident Engineer, provided an update to the Board on VDOT activities. He reported on projects currently in development; projects under construction; completed and ongoing traffic engineering studies; and overall maintenance activities.

Discussion ensued among the Board regarding: damages to a portion of guardrail located on Route 20 near James Madison’s Montpelier; resurfacing efforts on Tower Road; various roadside clean-up efforts; and repairs needed at the entrance to the Unionville Collection Site.

The Board thanked Mr. Saunders for his presentation.

RE: CONSENT AGENDA

On the motion of Mr. White, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the Consent Agenda, as modified.

RE: FY17 BUDGET AMENDMENTS (SUPPLEMENTALS AND TRANSFERS)

As part of the Consent Agenda, the Board approved the following budget amendments, as presented:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30046003-37010	Federal Grant - BJA	\$ 0.00	\$ (6,400.00)	\$ (6,400.00)
43120009-46800	BOJ Grant Expenses	0.00	6,400.00	6,400.00
30033511-33250	ED Workshop/Prog. Rev.	(2,250.00)	(3,500.00)	(5,750.00)
48150007-46800	Prog. Exp. - ED Workshops	3,000.00	3,500.00	6,500.00
30045007-35925	Litter Control Grant	(9,207.00)	369.00	(8,838.00)
44271001-46800	Litter Expenses	4,467.00	(369.00)	4,098.00
TOTALS		\$ (3,990.00)	\$ 0.00	\$ (3,990.00)

RE: FY16 CARRY FORWARD BUDGET AMENDMENT AND APPROPRIATION FOR ORANGE COUNTY PUBLIC SCHOOLS

As part of the Consent Agenda, the Board authorized staff to advertise for and schedule a public hearing regarding the proposed FY16 to FY17 carry forward budget amendment and appropriation for Orange County Public Schools on Tuesday, December 20, 2016 at 7:00 p.m.

RE: FY16 CARRY FORWARD BUDGET AMENDMENT

As part of the Consent Agenda, the Board approved the following budget amendments for carry forwards, as presented:

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BUDGET	BUDGET CHANGE	AMENDED BUDGET
30052001-39900	Appropriated Fund Balance	\$ (693,874.00)	\$ (17,295.00)	\$ (711,169.00)
49140001-45901	Contingency - Co. Admin.	(5,500.00)	17,295.00	11,795.00
TOTALS		\$ (699,374.00)	\$ 0.00	\$ (699,374.00)

RE: APPROVAL OF PERSONNEL AMENDMENTS REGARDING DEPARTMENT OF LABOR FLSA CHANGES

As part of the Consent Agenda, the Board approved amendments to the employees affected by the change in salary threshold from the Department of Labor, as described in the chart below, as presented:

Title	Department	Recommendation	FY17 Budget Impact	Budget Impact Notes
Chief Deputy	Commissioner of the Revenue	Leave salary as-is and convert to non-exempt employee.	\$0.00	No additional funds are necessary as salary is not changing and there is no need to budget for overtime.
CSA Coordinator	Office on Youth	Leave salary as-is and convert to non-exempt employee.	\$2,000.00	Budget \$2,000 for potential overtime related to change in FLSA status.
Chief Deputy	Treasurer	Leave salary as-is and convert to non-exempt employee.	\$0.00	No additional funds are necessary as salary is not changing and there is no need to budget for overtime.
Gordon-Barbour Childcare Site Director/Childcare Operations Manager	Office on Youth	Increase salary in order to maintain internal equity between childcare positions. Employee will remain exempt.	\$2,602.00	Appropriate funds necessary to maintain internal equity between childcare positions.
Locust Grove Childcare Site Director	Office on Youth	Increase salary in order to meet DOL salary threshold. Employee will remain exempt.	\$2,549.18	Appropriate funds necessary to increase employee's salary.

Youth Services Librarian	Library	Increase salary in order to meet DOL salary threshold. Employee will remain exempt.	\$1,117.00	Appropriate funds necessary to increase employee's salary.
Planner	Planning and Zoning	Leave salary as-is and convert to non-exempt employee.	\$0.00	No additional funds are necessary as salary is not changing. Funds are already budgeted for known overtime expenses.
Self-Sufficiency Supervisor	Social Services	Increase salary in order to meet DOL salary threshold. Employee will remain exempt.	\$6,412.00	Appropriate funds necessary to increase employee's salary.

RE: RENEWAL OF THE CONTRACT WITH SHI INTERNATIONAL CORPORATION FOR MICROSOFT LICENSE SERVICES

As part of the Consent Agenda, the Board authorized staff to renew Cooperative Contract No. VA-131017-SHI with SHI International Corporation for a one (1) year term as provided for in the Commonwealth of Virginia contract, with a new term effective through October 4, 2017, as presented.

RE: RENEWAL OF THE CONTRACTS FOR VETERINARY SERVICES

As part of the Consent Agenda, the Board authorized staff to renew the contracts for veterinary services with Orange Veterinary Clinic, VETSS, and HHD Mobile Veterinary Clinic, LLC for a one (1) year term, with a new term from December 20, 2016 through December 19, 2017, representing the third of four (4) possible renewals, as presented.

RE: AMENDMENT TO PERSONNEL POLICY 4.13 REGARDING RETIREMENT PRACTICES

As part of the Consent Agenda, the Board adopted amendments to Personnel Policy 4.13 regarding VRS retirement contributions, as presented.

RE: MINUTES

This item was struck from the agenda.

RE: NEW BUSINESS

RE: ACCEPTANCE OF ASSIGNMENT OF CONTRACT FROM BROADBAND AUTHORITY

On the motion of Mr. Goodwin, seconded by Mr. White, which carried by a vote of 5-0, the Board authorized the County Attorney and the County Administrator to do those things necessary to accept the assignment of Contract BRASG-00-17BD with Blue Ridge Advisory Services Group for Professional Broadband Consulting Services from the Orange County Broadband Authority.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: OLD BUSINESS

There were no matters for Old Business at this time.

RE: DEPARTMENT DIRECTOR / CONSTITUTIONAL OFFICER REPORTS
There were no Department Director / Constitutional Officer Reports at this time.

RE: COUNTY ATTORNEY'S REPORT
The County Attorney had nothing to report on at this time.

RE: COUNTY ADMINISTRATOR'S REPORT

RE: ORANGE COUNTY LEGISLATIVE PRIORITIES FOR 2017

R. Bryan David, County Administrator, explained that the Board had been in the process of reviewing and developing its Legislative Priorities for 2017 in anticipation of the upcoming General Assembly session. He added that the Board had previously agreed to add a priority concerning House Bill 1347 related to Wireless Communications Infrastructure. Mr. David presented the draft Legislative Priorities to the Board, which included language for the requested change.

By consensus, the Board requested this matter be scheduled for adoption at the next meeting on Wednesday, November 9, 2016.

RE: BOARD OF SUPERVISORS' NOVEMBER 9TH MEETING (LAKE OF THE WOODS); PUBLIC HEARING SCHEDULE

Alyson Simpson, Chief Deputy Clerk, stated that the Board traditionally had only one (1) meeting each year in the month of November, and the meeting was held at Lake of the Woods. This year, the meeting was scheduled to begin at 6:00 p.m., instead of 5:00 p.m. Ms. Simpson reminded the Board that there would be a recess at 7:00 p.m., immediately following the conclusion of Public Comment, at which time the Board would meet with the Lake of the Woods Board of Directors.

Ms. Simpson explained that two (2) Public Hearings had to be scheduled for this meeting at Lake of the Woods. Because of the later meeting start time, it was determined that the Public Hearings should be advertised and scheduled for 6:00 p.m., rather than the traditional time of 7:00 p.m. She indicated that the meeting would be called to order, the agenda would be adopted, the Public Hearings would be conducted, and the meeting would then continue as usual.

The Board took the information regarding the Public Hearing schedule under advisement, and there was no action taken at this time.

RE: GERMANNA-WILDERNESS AREA PLAN (GWAP) UPDATE

R. Bryan David, County Administrator, and members of the GWAP Steering Committee provided an update to the Board regarding the recent Steering Committee meeting and the work completed to-date, particularly as it related to transportation planning, the draft language for various overlay and land use zoning districts, and utilities.

The Board took the information regarding the Germanna-Wilderness Area Plan (GWAP) under advisement, and there was no action taken at this time.

RE: BOARD COMMENT

Supervisor Goodwin commented on the recent news article regarding the sales tax agreement with the Town of Orange.

RE: INFORMATIONAL ITEMS

The Board received the following correspondence for its information:

- August 1, 2016 Health Center Commission Minutes
- September 6, 2016 Culpeper Soil and Water Conservation District (CSWCD) Minutes

RE: APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

By consensus, the Board re-appointed Bill Hager as the District 3 Representative on the Economic Development Authority for a four-year term, with said term commencing January 1, 2017 and expiring on December 31, 2020.

By consensus, the Board appointed Donna Graves as an At-Large Representative on the Tourism Advisory Committee for a one-year term, with said term commencing immediately and expiring on August 31, 2017.

By consensus, the Board re-appointed Brian Hall as an At-Large Representative on the Tourism Advisory Committee for a one-year term, with said term commencing immediately, and expiring on August 31, 2017.

By consensus, the Board re-appointed David Solomon as an At-Large Representative on the Tourism Advisory Committee for a two-year term, with said term commencing January 1, 2017 and expiring on December 31, 2018.

RE: CALENDAR

The Board received copies of its calendar for the months of October 2016, November 2016, and December 2016.

RE: SCHEDULE THE ANNUAL MEETING AT DOGWOOD VILLAGE

By consensus, the Board authorized staff to schedule the Annual Meeting with the Health Center Commission at Dogwood Village on Tuesday, December 6, 2016 at 6:00 p.m.

RE: CLOSED MEETING

At 5:40 p.m., Mr. Lacheney read the following motion authorizing Closed Meeting:

WHEREAS, the Board of Supervisors of Orange County desired to discuss in Closed Meeting the following matters:

- Discussion, consideration, or interviews of prospective candidates for employment; or assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the public body. - §2.2-3711(A)(1) of the Code of Virginia
- Consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. - §2.2-3711(A)(7) of the Code of Virginia

WHEREAS, pursuant to §§2.2-3711 (A)(1) and (A)(7) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Orange County hereby authorized discussion of the aforesaid matters in Closed Meeting.

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the resolution authorizing Closed Meeting as presented. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: CERTIFICATION OF CLOSED MEETING

At 6:56 p.m., Ms. Simpson read the following resolution certifying Closed Meeting:

WHEREAS, the Board of Supervisors of Orange County has this day adjourned into Closed Meeting in accordance with a formal vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Freedom of Information Act requires certification that such Closed Meeting was conducted in conformity with the law;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Orange County hereby certified that to the best of each member's knowledge, i) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Meeting to which this certification applied, and ii) only such public business matters as were identified in the motion by which the said Closed Meeting was convened were heard, discussed or considered by it.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: RECESS FOR JOINT MEETING WITH ECONOMIC DEVELOPMENT AUTHORITY

The Board recessed at 7:00 p.m. for the Joint Meeting with the Economic Development Authority.

RE: RECONVENE

The Board reconvened from the Joint Meeting at 7:30 p.m.

RE: PUBLIC COMMENT

At 7:31 p.m., Chairman Frame opened the floor for public comment.

The following individuals spoke:

- Tom Purcell, Resident of Orange
- Colton Mawyer, 5545 Spotswood Trail, Barboursville
- Matt Lam, Resident of Barboursville

There being no further speakers, public comment was closed at 7:40 p.m.

RE: BARBOURSVILLE VILLAGE OVERLAY DISTRICT (BVOD) WORKSESSION

RE: AMENDMENT TO THE ZONING ORDINANCE TO ESTABLISH THE BARBOURSVILLE VILLAGE OVERLAY DISTRICT (BVOD); DEFERRED FROM THE OCTOBER 11, 2016 PUBLIC HEARING

Supervisor Johnson presented draft language for the Barboursville Village Overlay District (BVOD) to the Board for its consideration. He reviewed each of the proposed changes he had suggested.

Discussion ensued among the Board regarding: input that had been received; the fact that the changes were less restrictive and there was no need to re-advertise; existing zoning; and desired changes to the proposed language.

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the following ordinance, as modified:

ORDINANCE APPROVING AMENDMENTS TO THE ORANGE COUNTY ZONING ORDINANCE CONCERNING THE CREATION OF A NEW OVERLAY DISTRICT KNOWN AS THE BARBOURSVILLE VILLAGE OVERLAY DISTRICT (BVOD)

WHEREAS, the Board of Supervisors previously initiated Planning Commission action on amendments to the Orange County Zoning Ordinance concerning the creation of a new overlay district known as the Barboursville Village Overlay District (BVOD); and

WHEREAS, the Planning and Zoning Director and County Attorney drafted recommended language for said text amendments, which was presented to the Planning Commission for consideration; and

WHEREAS, the Planning Commission advertised and held a Public Hearing on the proposed text amendments on September 1, 2016; and

WHEREAS, after discussing the proposed text amendments, the Planning Commission recommended approval of the proposed text amendments to the Board of Supervisors, as modified during its Public Hearing; and

WHEREAS, the Board of Supervisors conducted a duly advertised Public Hearing on October 11, 2016, to receive public comment, but deferred action on the matter until a worksession on October 25, 2016; and

WHEREAS, following discussion at the Public Hearing, the Board of Supervisors hereby supports the proposed text amendments, as modified; and

WHEREAS, public necessity, convenience, general welfare, and/or good zoning practice also support approval of the proposed text amendments;

NOW, THEREFORE, BE IT ORDAINED, on this 25th day of October, 2016, that the Orange County Board of Supervisors hereby approves the proposed text amendments to the Orange County Zoning Ordinance concerning the creation of a new overlay district known as the Barboursville Village Overlay District (BVOD), as modified and shown below.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

Adopted Amendments to the Orange County Code of Ordinances

**As adopted in Ord. No. 161025 – 16A
by the Orange County Board of Supervisors
on October 25, 2016**

NOTE: The Orange County Zoning Ordinance will be restructured to accommodate the adoption of this District. Article V will become “Special and Overlay District Regulations.” Articles afterward will be renumbered accordingly.

BARBOURSVILLE VILLAGE OVERLAY DISTRICT

Sec. 70-*. - Purpose and Intent.**

- a) The Barboursville Village Overlay District (BVOD) implements the policies, objectives, and purposes of the Comprehensive Plan and the Code of Virginia §15.2-2283 by providing standards to protect and enhance the character of the area which complement the requirements of the underlying zoning districts. These regulations are intended to foster a higher standard of

commercial building design and site design which is respectful of the cultural and historic nature of Barboursville, and produces development that complements, rather than detracts, from the character of the area. This character is in large part due to the Federal, Georgian, Greek Revival, Vernacular Victorian, and post and beam/timber frame architectural stylistic elements that were common of buildings built in the area during the eighteenth, nineteenth, and early twentieth centuries. Accordingly, a major purpose of this overlay is to provide avenues for commercial development to be substantially reflective of these architectural styles, while allowing for modern building practices. These regulations are further intended to retain the small village and community identity through the use of setback reductions to encourage a slightly greater degree of density and a continuation of the unique development pattern, through the use of restrictions on certain incompatible uses, and through the utilization of the underlying traditional, Euclidian zoning districts. However, these goals are to be achieved while not inhibiting the functionality of the arterial highways traversing the area. Finally, the village boundaries are arranged such that development will generally be encouraged within them and generally be discouraged outside of them.

Sec. 70-*. - Establishment and Applicability.**

- a) Applicability. These overlay district regulations shall apply to the area designated as the Barboursville Village on the Recommended Land Use Map of the adopted 2013 Comprehensive Plan, and more specifically as shown on the map adopted by the Board of Supervisors as part of Ord. No. 161025 - 16B.
- b) Overlay concept. Unless otherwise stated herein, the permitted uses and other regulations of the underlying zoning districts and all other sections of this Zoning Ordinance shall continue to apply. All commercial development within the district shall conform to these provisions, unless specifically exempted.
- c) Zoning Map. The boundaries of this district shall be clearly delineated on the county's zoning maps.
- d) Advisory Committee. A BVOD Advisory Committee (BVODAC) shall be appointed by the Board of Supervisors for terms of two (2) years each. The BVODAC shall be comprised of three (3) persons, at least two (2) of whom must reside in, or own real estate in, the BVOD.

Sec. 70-*. - Administration.**

- a) Review procedures. All commercial development within the BVOD shall conform to the zoning permit and site plan requirements set forth in Article II of this Chapter. The Zoning Administrator shall refer all submitted minor and major site plans or development proposals within the BVOD to the BVOD Advisory Committee for their review and comment. The Zoning Administrator may refer any submitted site plan or development proposal within the BVOD to the Planning Commission for their review and comment. If the Zoning Administrator denies any part of a site plan or development proposal that he/she finds is not consistent with these overlay regulations, the applicant may make a written request for the matter to be reviewed and determined by the Commission.
- b) Nonconformities. Unless otherwise stated or modified herein, nonconforming uses and structures shall be regulated by Article III of this Chapter.
 - 1) If a commercial structure is nonconforming due to encroaching on a setback area or required yard, it may be expanded or enlarged provided the new portion of the structure is no closer to the affected property line than the nonconforming portion.

Sec. 70-*. - Uses.**

- a) Except as provided in the following subsection, all by-right permitted uses and all special uses in the underlying zoning districts shall be permitted within the BVOD in accordance with individual district regulations.
- b) The following uses shall not be permitted within the BVOD:
 - 1) Adult-oriented business.
 - 2) Public utility facility.
 - 3) Self-storage facility.
 - 4) Wholesale or distribution center.
 - 5) Any use utilizing drive-through facilities.
- c) Any retail store in excess of five thousand square feet is allowed only by special use permit.

Sec. 70-*. - Area and Frontage Requirements.**

Minimum lot area and frontage requirements shall be regulated by the underlying zoning districts.

Sec. 70-*. - Minimum Setback Requirements.**

The specific requirements provided in this section shall supersede those found elsewhere in this Ordinance, but only within the boundaries of the BVOD. Setback distances not modified by this section shall be regulated by the underlying zoning district(s).

- a) Constitution Highway (Route 20) and Spotswood Trail (Route 33): minimum setback of seventy-five (75) feet from the centerline of the road, which shall apply to all buildings and structures. Parking areas may encroach up to half this minimum distance. Freestanding signs shall have a minimum setback distance from the right-of-way which is equal to the height of the sign.
- b) Governor Barbour Street (Route 678): no minimum setback requirement for structures or signs.
- c) Old Barboursville Road (Route 738): minimum setback of twenty-five (25) feet from the centerline of the road for structures and signs.
- d) Adjacent to the railroad right-of-way: no minimum setback requirement.

Sec. 70-*. - Height Requirements.**

No commercial building or structure within the BVOD shall exceed forty (40) feet in height.

Sec. 70-*. - Commercial Building Standards.**

- a) Applicability. The standards set forth in this section shall apply to all new commercial development within the BVOD. For the purposes of this section, "new" shall refer to any commercial building or structure built after adoption of this overlay district.
- b) Building design. Commercial buildings shall incorporate the architectural treatments and design considerations established below.
 - 1) Any commercial building within the BVOD shall be constructed in any of the following architectural styles by making substantial use of the building elements identified below for the style. Style elements may be physically installed or simulated.



Federal/Georgian Example

Federal/Georgian

- Brick or clapboard exterior
- A square or rectangular building shape
- Double-hung windows with divided lights and shutters
- Gable windows
- An embellished front entryway (e.g. elliptical fanlights, side lights, Palladian windows, columns, a porch, etc.)
- A hip roof or side-gable roof
- A symmetrical arrangement of doors and windows



Greek Revival Example

Greek Revival

- Brick, clapboard, stucco, or stone exterior
- A square or rectangular building shape
- A full-height front porch supported by stylized columns
- A front gable with a pediment
- Decorative pilasters
- Double-hung windows with divided lights
- Exterior cornice molding

<ul style="list-style-type: none"> • Exterior cornice molding • Quoins • End-chimneys 	<ul style="list-style-type: none"> • An embellished front entryway (a horizontal transom, side lights, columns, etc.) • A hip roof or low-pitched gable roof
 <p style="text-align: center;"><i>Folk Victorian Example</i></p> <p>Vernacular (Folk) Victorian</p> <ul style="list-style-type: none"> • A square, rectangular, or L-shaped building • A front-gable roof • Clapboard and/or decorative siding (i.e. “fishscale” siding) exterior • Bracketed eaves • A continuous or mostly-continuous front porch with decorative embellishments (e.g. spindlework, brackets, stylized columns, etc.) • Decorative front gable-end detailing • Double-hung windows with top pediments 	 <p style="text-align: center;">Post & Beam / Timber Frame Example</p> <p>Post & Beam / Timber Frame</p> <ul style="list-style-type: none"> • Exposed structural components (i.e. rafters, purlins, posts, girts, knee braces, brackets, etc.) • A square or rectangular building shape • A prominent, covered entryway • Vertical siding, clapboard, stone, stucco, or shake exterior • A gable roof or gambrel roof • Metal, shake, or slate roofing materials

- 2) Building and roofing colors shall be subtle, neutral and/or earth tones, and shall be of low-reflectance.
- 3) Strip centers as a building design shall not be permitted within the BVOD. For the purposes of this section, a strip center shall mean any single-story building used for three (3) or more separate commercial uses which are contained within separate units that share a common frontage.
- c) Mechanical equipment. Roof-mounted mechanical equipment shall be opaquely screened from view at grade by parapet walls or other similar structures that reflect the architecture of the building. Ground-mounted mechanical equipment shall not be located in any yard adjacent to a public road, and shall be opaquely screened from view by walls or structures that are a continuation of the principal structure’s architecture.
- d) Waste receptacles. Trash dumpsters and waste receptacles for commercial use shall not be located in any yard adjacent to a public road, and shall be opaquely screened from view by fencing and/or evergreen landscaping. This standard shall retroactively apply to any lot upon any new development or complete redevelopment.
- e) Lighting. All exterior lighting shall be of the full-cutoff variety that directs light downward and away from street or neighboring properties and shall have a historic and/or high-grade style of design reflective of the examples provided below.



- f) Fencing. Picket fences and split-rail fences are the permitted fence types. Chain-link fencing is expressly prohibited except for security and safety purposes to enclose trash containers, HVAC, electrical, etc. In such case, the chain-link fencing itself must be opaquely screened from public view by use of approved fencing or natural buffer such as bushes and trees.

Sec. 70-*. - Off-street Parking and Landscaping.**

Off-street parking, loading, and landscaping shall be regulated by the Supplementary District Regulations section of this Chapter.

Sec. 70-*. - Outdoor Storage.**

Outdoor storage of goods and materials related to any commercial use shall not be located in any yard adjacent to a public road, and shall be opaquely screened by fencing and/or evergreen landscaping, or shall be within an approved accessory building.

Sec. 70-*. - Signage.**

- a) Area. Maximum allowable area of signage shall be regulated by the underlying zoning district.
- b) Height. Freestanding signs within the BVOD shall not exceed eight (8) feet in height. Building signs shall not extend above the highest point of the building to which they're attached.
- c) Style. Monument signs are the only style of freestanding sign permitted in the BVOD.
- d) Digital signs. Digital signs shall have a static display (no strobes or star-bursts, etc.) of a single color, and may feature a change of message no more frequent than once per sixty (60) seconds.

RE: REZ 16-01 TO ESTABLISH THE BOUNDARIES OF THE BARBOURSVILLE VILLAGE OVERLAY DISTRICT (BVOD); DEFERRED FROM THE OCTOBER 11, 2016 PUBLIC HEARING

On the motion of Mr. Johnson, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adopted the following ordinance, as presented:

ORDINANCE APPROVING REZ 16-01 TO ADOPT THE BOUNDARIES FOR THE BARBOURSVILLE VILLAGE OVERLAY DISTRICT (BVOD)

WHEREAS, the Board of Supervisors previously initiated Planning Commission action on text amendments to the Orange County Zoning Ordinance concerning the Barboursville Village Overlay District, as shown in the 2013 Comprehensive Plan, which required a subsequent rezoning to adopt the boundaries for said district; and

WHEREAS, the Department of Planning and Zoning recommended approval of said rezoning; and

WHEREAS, the Planning Commission advertised and held a Public Hearing on said rezoning on September 1, 2016; and

WHEREAS, the Planning Commission considered whether said rezoning would further the purposes of the Comprehensive Plan and the Zoning Ordinance; threaten the public health, safety,

or welfare; be compatible with its surroundings; or would result in substantial detriment to the surrounding property; and

WHEREAS, the Planning Commission reviewed the request and determined that the request was consistent with the considerations above, and, as such, recommended approval of said rezoning request to the Board of Supervisors; and

WHEREAS, the Board of Supervisors advertised and held a Public Hearing on said rezoning on October 11, 2016, but deferred action on the matter until a worksession on October 25, 2016; and

WHEREAS, after deliberation, the Board of Supervisors has determined that public necessity, convenience, general welfare, and/or good zoning practice support approval of said rezoning;

NOW, THEREFORE, BE IT ORDAINED, on this 25th day of October, 2016, that the Orange County Board of Supervisors hereby approves REZ 16-01 to adopt the boundaries for the Barboursville Village Overlay District, more specifically as shown on the map and list of tax parcels.

Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

RE: ADJOURN

On the motion of Mr. Goodwin, seconded by Mr. Crozier, which carried by a vote of 5-0, the Board adjourned the meeting at 8:14 p.m. Ayes: Johnson, White, Goodwin, Crozier, Frame. Nays: None.

Lee H. Frame, Chairman

R. Bryan David, County Administrator