

AGENDA

Regular Meeting of the Board of Supervisors of Northampton County, Virginia Auditorium, 7247 Young Street Machipongo, Va.

**July 12, 2011
4:00 p.m.**

Call to order

From 4:00 p.m. to 5:00 p.m.,

Conduct Closed Session in accordance with Section 2.2-3711 of the Code of Virginia of 1950, as amended:

Paragraph 1: Discussion or consideration of employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees or employees of any public body.

Appointments to Boards/Commissions

Paragraph 3: Discussion or consideration of the acquisition or disposition of real property for public purpose, or of publicly held property.

Paragraph 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 the business' or industry's interest in locating or expanding its facilities in the community.

Paragraph 7: Consultation with legal counsel and briefings by staff members, consultants, or attorneys pertaining to actual or probable litigation, and consultation with legal counsel employed or retained by the Board of Supervisors regarding specific legal matters requiring the provision of legal advice by such counsel.

From 5:00 p.m. to 6:00 p.m.,

Board and Agency Presentations

- (1) Walter Clemons, Northampton County Public Schools Superintendent
- (2) Mr. J. T. Holland, Northampton County Public Golf Association – status report
- (3) Ms. Elaine Meil, ANPDC – Chesapeake Bay TMDL

Consent Agenda:

(4) Minutes of the meetings of May 23, and June 8, 14, 27 and 30, 2011.

County Officials' Reports

(5) Finance Report:

- (a) Budget Amendments and Appropriations
- (b) Other

(6) Ms. Sandra Benson, Director of Planning

Recess at 6:00 p.m. for supper break.

Reconvene meeting at 7:00 p.m.

From 7:00 p.m. forward:

Invocation

Pledge of Allegiance

(7) Mrs. Katie Nunez, County Administrator (*informational items only*)

- (a) Bi-Monthly Update
- (b) Work session/other meeting agendas:
 - (i) 7/25/11: Work session – Topic to be announced
 - (ii) 8/22/11: Work session – Topic to be announced
 - (iii) 9/26/11: Work session – Topic to be announced

Citizens' Information Period (only matters pertaining to County business or items on Board agenda for which a public hearing has not already been scheduled).

Public Hearings:

(8) **Zoning Text Amendment 2011-08:** The Northampton County Planning Commission intends to amend the Northampton County Code, Chapter 154 Zoning Code, §154.083 Statements of Intent for Overlay Zoning Districts to add a new section to be known as **(D) WIND ENERGY OVERLAY DISTRICT**; and to include a new section to be known as **§154.166 WIND ENERGY OVERLAY DISTRICT**. The amendment includes a map delineating areas for placement of such facilities.

(9) **Zoning Text Amendment 2011-09:** The Northampton County Planning Commission intends to amend the Northampton County Code, Chapter 154 Zoning Code, **§154.003 DEFINITIONS** to include new definitions pertaining to wind energy facilities; to add a new section to be known as **§154.114 STANDARDS FOR WIND TURBINES, LARGE AND UTILITY-SCALE**; and to amend Appendix A – Use Regulations, by

deleting in Category 4, Community Service Uses, Item 35 Wind Farm and by adding in Category 3, Commercial Uses, and Category 4, Community Service Uses, to allow by major special use permit Large and Utility-Scale Wind Turbines in the A/RB Agriculture/Rural Business and EI Existing Industrial Zoning Districts.

(10) **Ten-Year Review of Elkington AFD:** Elkington AFD is located along Savage Neck Road (SR634) extending along Elkington Road (SR 665), Old Castle Road (SR 665), Kirwan Hall Lane (SR 705) and Courthouse Road (Bus. Rt.13) just south of the Town of Eastville.

(11) **Addition to Happy Union AFD:** A. Stephen Boyer has applied to add 74 acres of land located on Nassawadox Creek near the terminus of Wellington Neck Road (SR 609) and described as being Tax Map 14, double circle 13, parcel H.

(12) **Addition to Milford AFD:** Shelton Alley has applied to add 303.71 acres. The property is described as being Tax Map 99, double circle 4, parcels 1 through 8 and A located on the east side of Seaside Road (SR 600) between Seaview and Capeville.

(13) **Addition to The Hermitage AFD:** Charles Frederick Von Canon and the Von Canon Family Limited Partnership has filed to add 152.88 acres of land. The property is described as Tax Map 83, double circle A, parcels 12 and 16 and is located on the north side of Stone Road (SR 183) along Von Canon Road with frontage on Kings Creek.

(14) Conduct a public hearing on AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED, "AN ORDINANCE DESIGNATING ORGANIZATIONS TO BE AN INTEGRAL PART OF THE OFFICIAL SAFETY PROGRAM OF THE COUNTY OF NORTHAMPTON, VIRGINIA". The purpose of this amendment is to add the Northampton County Department of Emergency Services to the list of active personnel recognized as an integral part of the official safety program of the County.

(15) Conduct a public hearing to solicit public input concerning a proposed amendment to the Enterprise Zone. The proposed amendments will include deletions of properties with non-commercial zoning and the inclusion of properties as requested by private property owners.

(16) Conduct a public hearing to consider leasing of the following described properties, including the ground on which they sit, and certain real estate surrounding those buildings, together being part of Tax Map 58A1-A-6, to-wit:

(A) That certain one-story structure, known as the 1899 jail, located on the Courthouse Green, 16404 Courthouse Road, Eastville, Virginia.

(B) That certain two-story structure, known as the 1914 jail (16396 Courthouse Road), located on the Courthouse Green, 16404 Courthouse Road, Eastville, Virginia.

The Board proposes to lease same to the Town of Eastville.

Action Items:

(17) Proposed Policy – dedication of revenue stream for School Capital Improvement Plan – as proposed by Mr. Tankard at the June 2011 meeting

(18) Johnsongrass Control Program – as proposed by Mr. Tankard at the June 2011 meeting.

(19) Consider adjustments to Local Creation Boards & Committees

(20) Discussion relative to VDOT Rural Roads Addition Fund

Matters Presented by the Board Including Committee Reports & Appointments

Recess until 5:00 p.m., Monday, July 25, 2011 in conference room #2 of the former Northampton Middle School, 7247 Young Street, Machipongo, Virginia, for the regular work session.