

At a Special Meeting of the Board of Supervisors of Warren County held in the Warren County Government Center on May 23, 2023 at 6:00 PM.

Present: Victoria L. Cook, Chair (Fork District); Cheryl L. Cullers, Vice Chair (South River District); Jerome K. Butler (Happy Creek District); and Delores R. Oates (North River District); also, present Edwin C. Daley, County Administrator; Caitlin Jordan, Senior Assistant County Attorney; Alisa Scott, Finance Director; County Attorney; Taryn Logan, Deputy County Administrator, Zach Henderson, Deputy Clerk of the Board

Absent: Walter J. Mabe (Shenandoah District)

Adoption of Agenda – Additions or Deletions:

Mrs. Cullers added Conditional Use Permit 2023-02-01 Warren County Fair Association Motor Freight Terminal.

On a motion made by Mrs. Oates, seconded by Mrs. Oates, and the following vote, the Board adopted the agenda as amended.

Mrs. Oates, Aye; Mrs. Cook, Aye; Mrs. Cullers, Aye; Mr. Butler, Aye.

Public Hearings:

Lease with Shenandoah Area Agency on Aging, Inc:

Mrs. Jordan stated that the County's current lease with the Shenandoah Area Agency on Aging is set to expire on June 30th. They currently occupy 1217 Commonwealth Avenue and are set to move to the Health and Human Services Complex since renovations have now been completed. The County does not own that building but is leased from the School Board, and it is anticipated that we will lease a portion of that building to SAAA.

On a motion made by Mrs. Cullers, seconded by Mrs. Oates, and the following vote, the Board approved and authorized the County Administrator to execute a lease for a designated area of the Health and Human Services Complex with the Shenandoah Area Agency on Aging incorporated for a period of five years beginning June 1st, 2023, to May 30th 2028.

Mr. Butler, Aye; Mrs. Cullers, Aye; Mrs. Cook, Aye; Mrs. Oates, Aye

Proposed Amendment to Warren County Code §172-2 "Designation of Certain Private Roads as Highways" to include Blue Ridge Shadows:

Mrs. Jordan stated that the Sheriff's office received a letter from the Blue Ridge Shadows HOA requesting that the private roads within their subdivision be designated as highways for law enforcement purposes.

Virginia code section 46.2 dash 1307 0.1 does permit the board of supervisors to adopt an ordinance designating private roads within any residential development containing 50 or more lots as highways for law enforcement purposes.

Scott Curjeis spoke to the Board and stated all roads in Blue Ridge Shadows will be VDOT Roads when Horton gets off bond, and they are 5 years into their Bond release. There were no other comments from the public nor the Board.

On a motion made by Mrs. Cullers, seconded by Mr. Butler, and the following vote, the Board approved the amendment to section 172-2 of the Warren County code to include Blue Ridge Shadows.

Mrs. Oates, Aye; Mrs. Cook, Aye; Mrs. Cullers, Aye; Mr. Butler, Aye.

Conditional Use Permit 2023-03-01, Shelly Cook for a Short-Term Tourist Rental Located at 0 Lee Burke Road and Identified on Tax Map 27E, Section 7, as Parcel 3:

Mr. Lenz read over property information as well as seven conditions of the CUP. The applicant Shelly Cook spoke and stated that this property is adjacent to other property she owns and will primarily be used for a Honeymoon suit etc. There were no additional comments from the public or the Board and the Public hearing was closed.

On a motion made by Mrs. Oates, seconded by Mrs. Cullers, and the following vote, the Board approved the conditional use permit for Shelly Cook for a short-term tourist rental with the conditions as recommended by the Planning Commission and staff.

Mr. Butler, Aye; Mrs. Cullers, Aye; Mrs. Cook, Aye; Mrs. Oates, Aye

Conditional Use Permit 2023-03-03, David Cressell for Gunsmithing Services Located at 275 Gary Lane and Identified on Tax Map 15D, Section 2, Block 5, as Parcel 206

Mr. Lenz read over property information as well as seven conditions of the CUP. There were comments from the applicant, the public, or the Board.

On a motion made by Mr. Butler, seconded by Mrs. Oates, and the following vote, the Board approved the conditional use permit for David Cressell for Gunsmithing services with the conditions as recommended by the Planning Commission and staff.

Mrs. Oates, Aye; Mrs. Cook, Aye; Mrs. Cullers, Aye; Mr. Butler, Aye.

Conditional Use Permit 2023-03-04, Michaun Pierre for a Short-term Tourist Rental Located at 726 Harmony Orchard Road and identified on Tax Map 38C, Section 1, as Parcel 6

Mr. Wendling read over the property information and further stated that the applicant will manage the property remotely but will hire a local handyman to maintain the property and has submitted a property management plan. Furthermore, Mr. Wendling addressed a concern from an adjacent property owner regarding a retaining wall.

The applicant, Michaun Pierre, stated that the wall in question had been inspected by a home inspector who said everything was sound. There were no additional comments from the public or the Board.

On a motion made by Mr. Butler, seconded by Mrs. Oates, and the following vote, the Board approved the conditional use permit for Shelly Cook for a short-term tourist rental with the conditions as recommended by the Planning Commission and staff.

Mr. Butler, Aye; Mrs. Cullers, Aye; Mrs. Cook, Aye; Mrs. Oates, Aye

Subdivision Variance #2023-03-01, Erica Baker - for a subdivision variance to Warren County Code 155-3.B(1)(b) of the Subdivision Ordinance, Located at 64 Tara Road, identified on Tax Map 15 as parcel 2C2

Mr. Wendling stated that the applicant is requesting this variance to allow the voluntary transfer of a proposed subdivided lot to an immediate family member within the required five years if having the fee title to the property, and that the applicant acquired the property upon the death of her father in January of 2022. The family wants to adjust the property lines and create a family subdivision to allow for separate parcels for each of the family members, which was something her father mentioned in the will.

The applicant, Erica Baker, spoke and echoed what was stated by Mr. Wendling, and stated that this was always her father's goal.

Mr. Butler asked that in the future there could be something added to the Ordinance that in the event of an inheritance the timelines could be waived. Mr. Wendling stated it could be done and gave two similar examples that have happened in the past.

On a motion made by Mrs. Oates, seconded by Mrs. Cullers, and the following vote, finding that the variance request meets the criteria required by section 155-18, the Board approved the applicants request for variance to section 155-3.(B)(1)(b) of the subdivision ordinance with a condition is recommended by planning commission and staff that the lot shall not be voluntarily transferred to a non-immediate family member for nine years after approval of the family subdivision plat. This would be in lieu of the required five years and make the timeframe approximately 10 years.

Mrs. Oates, Aye; Mrs. Cook, Aye; Mrs. Cullers, Aye; Mr. Butler, Aye.

Additional New Business:

Conditional Use Permit 2023-02-01, Warren County Fair Association Motor Freight Terminal

Mr. Wendling stated that the applicant is requesting a conditional use permit to be able to use as an area for overflow parking for trailers from family dollar warehouse, and distribution center, which is located across the road at 155 fairground road.

On a motion made by Mrs. Cullers, seconded by Mrs. Oates, and the following vote, the Board approved the conditional use permit request for the warren county fair association for a motor for eight terminals with the conditions as recommended by the planning commission and staff.

Mr. Butler, Aye; Mrs. Cullers, Aye; Mrs. Cook, Aye; Mrs. Oates, Aye

Adjournment:

On a motion made by Mrs. Cullers, the meeting adjourned at 6:36pm.